

ALABAMA LAWS
(and Joint Resolutions)
OF THE
LEGISLATURE OF ALABAMA
PASSED AT THE
REGULAR SESSION 1977
SPECIAL SESSIONS 1977

IN THREE VOLUMES

VOL. III



GEORGE C. WALLACE, Governor
JERE BEASLEY, Lieutenant Governor
JOE FINE, President Pro-Tem of the Senate
JOE C. McCORQUODALE, JR., Speaker of the House
ROBERT T. CROWE, Speaker Pro-Tem of the House
MCDOWELL LEE, Secretary of the Senate
JOHN W. PEMBERTON, Clerk of the House

WITH AN INDEX PREPARED BY THE
LEGISLATURE REFERENCE SERVICE

The undersigned, as Secretary of State of the State of Alabama, does hereby certify that this book contains bills and joint resolutions enacted at the 1977 Regular Session and Special Sessions of the Legislature of Alabama and is the official publication of such acts.

Agnes Baggett
Secretary of State

**GOVERNOR WALLACE'S ADDRESS TO THE
SPECIAL SESSION
OF ALABAMA LEGISLATURE
MAY 17, 1977
STATE CAPITOL BUILDING
HOUSE CHAMBER**

Governor Beasley, Mr. Speaker of the House, Joe McCorquodale, members of the Legislature assembled, and my fellow Alabamians, I have called the Legislature back in to special session for the purpose of considering legislation affecting the power rate of those who use electricity in Alabama. We in this state must do whatever we might and possibly can do toward the matter of helping those in the low and middle income classes of our state survive the inflationary period that we are now in. I want to say that people have been burdened with extremely high power bills in the last year and number of years. There are many things that can be done. The power company, of course, must do its part in the matter of management facilities, manner of good management, there must be conservation on the part of the people of our own state, and then the state government itself it can do those things and it ought to do and in many instances has not done. I am concerned about the plight of the average citizen of our state and their standard of living as a result of exceeding extremely high power bills in this state. Tonight we have a number of people that are here to illustrate what is happening to the great mass of Alabamians in this particular matter. And I am going to ask them to stand and the camera be placed upon them when they are introduced.

I have today Mr. and Mrs. Donald Cruce who live in Gardendale, Alabama and they have written me and are here tonight. Both of them have to work full time to pay their power bill and support their family of two children. Like so many of our citizens, their light bill is higher than their house payment.

A. S. Wallace, Jr. who lives with his family in Prattville. He and his wife have two children. In addition to his regular job, he has had to take part time work on the side. With all his jobs, he says he still does not make as much in a year as the President of Alabama Power received as a raise in one year. Miss Rose Marie Barnes, here with a friend, who lives in an apartment complex in Montgomery with her two small children and her mother. Their light bill ranges between \$100 and \$200 per month.

Mr. and Mrs. Odie Holliday, of Route #1, Alexander City, Alabama. His wife has not been able to work for five years. He and his family live in a mobile home and his power bill was nearly one and a half times his house payment and more than his weekly take home pay.

Mr. and Mrs. James R. Yarborough who live at Route 2, Dadeville, Alabama. During the recent cold spell they turned their heat off, cut their own wood and used a fireplace. Yet their power bill was \$190.00 and their neighbors bill was \$200.00 per month.

Mr. and Mrs. George C. Huguley who live on Asbury Court in Phenix City. They have a five room house and keep one room closed off. Last winter they turned down their thermostat yet their February light bill was \$118.77.

Mrs. Janice Heath who lives in Montgomery. She and her husband budget closely to afford the necessities of life including a car which her husband uses in his work. Their light bill of over \$200 a month, is an unreasonable hardship on their family.

Rex Ballenger. His family of five lives at Weaver in Calhoun County. Last January his light bill jumped to over \$150 per month as compared to about \$100 the year before. The next month his power bill jumped to \$237.00 per month which was more than three times his bill for the same month the previous year.

I recognize the matter of inflation but power bills have increased more than inflation in Alabama and everyone in this chamber, regardless of how they feel one way or the other, knows that that happens to be the case.

One of the bills that has passed this House—the House of Representatives—that we are going to have reintroduced provided they will accept them tonight in the Senate, and I understand that they will not. They have voted not to accept the bills tonight which would at least save one particular legislative day, but so be it. The matter of future investments in Alabama, the law says that when a utility tells the Alabama Public Service Commission that they are going to build a \$500 million plant or a \$383 million plant, that may not start in operation and produce electricity for ten years from now, but the customer has to start paying this very day. They said the Farley Plant in Dothan, Alabama would cost \$383 million dollars. They started adding that to the power bill. It has cost over one billion dollars and hasn't been put on the line yet. And the people of Alabama have been paying every single cent of it and haven't used one bit of electricity from this particular plant. In my judgment, the investors ought to pay instead of the customers or the consumers as I said a moment ago.

The House of Representatives in 1977, on this very year and times in the past, passed this bill and sent it to the Senate of Alabama where it has never been acted upon. I asked this House and the Senate of Alabama to take future investment out and allow the people to pay for electricity when it comes from those plants that are now completed and finished. There are those who try to say well this is not what you do about roads, you borrow money and you build new roads for the future and you pay revenue now. But roads are owned by all the people of this state. They are not a profit making venture for any one particular individual and therefore there is no analogy to that argument whatsoever.

On the matter of fuel adds ons—everyone of you see on your bills each and every month where the power company adds on what they consider to be the cost of fuel. No hearing is held. They just put whatever they want to put on. Do you know how much the coal costs? Maybe they could buy coal for 16 or 20 dollars a ton, maybe they're paying twenty-five. Because in many instances they own their own coal mines and I am sure they are making a profit off their own coal mines as well. What is wrong with a hearing to determine what the fuel add on charge ought to be to the people of this state both individuals and families and industries themselves? Why not have a hearing? Why not make them produce the evidence about what the fuel add on actually cost instead of letting them determine and guess and not tell you?

The other law—that law passed the State of Alabama—the House of Representatives—it got to the State of Alabama again and because of a few people placed in powerful positions there, got no further. On the matter of refunds, if the courts of Alabama decide that you have overpaid a utility in Alabama more than you ought to, there is no law to require them to pay it back to you. They just get to keep it evidently even though they said the rate has been excessive.

I want that changed. On the matter of direct appeal, instead of appealing to the Circuit Court of Montgomery from the Alabama Public Service Commission, I want the appeal to go straight to the Supreme Court of Alabama instead of being tied up here in this particular county for a year and sometimes longer.

I want that particular legislation passed. It was passed by the House of Representatives but again failed in the Senate of Alabama. Even though I believe a majority of those in the Senate wanted to pass these bills, they never had an opportunity to vote upon them. I am introducing a bill that leaves that under control of your Governor and no one else, and I believe

the people of this state trust me in this matter, to have an audit and to appoint a committee to audit the books and to subpoena and take evidence of every contract agreement and everyone concerned with the matter of the Alabama Power Company doing business with them and let's find out who they do business with and at what costs and whether or not the people of Alabama are getting a fair shake. I want such legislation under the control of the Governor because I know what I am going to do. I am going to have a fair and impartial audit made and the auditing company will never have audited a utility's books in the past in order to qualify to do the auditing of the Alabama Power Company and Southern Company and its subsidiaries and affiliates.

Now in 1975, I want to tell the people of Alabama this, maybe you have forgotten this because it is so difficult to make a living and work from daylight to dark to pay in most instances light bills, power bills and you are even going to have more problems this summer when the matter of cooling comes into effect with air conditioning. But in 1975, your Governor called a special session of the Legislature and I asked the Legislature to pass these same bills that had they passed in 1975, Alabama Power Company would not have been able to get the highest rate increase they got just some months ago because the law would have prevented it. The House passed the bills—it never saw the light of day in the Senate—they were filibustered to death. And those who led in some instances the filibuster do not even live in Alabama territory, they live in TVA territory. So they filibustered these few bills in the Senate, a few people did this, and the whole Senate did not get to vote on the bills and I want to say that I hope the Senate of Alabama has at least a chance to vote on these bills so that the people of Alabama can know whether you are for or against them. The House of Representatives has already stood up and voted in the interest of the customer and the consumer of Alabama but a few have filibustered in the Senate and denied that right to a majority of the Senate and I believe that the majority of the Senators, if they had an opportunity to do so, would have done so.

Let's see if we are mistaken. Let's give them a chance and see. I know what the House of Representatives has done and in my judgment will do in this special session of the Legislature. In 1976, these same bills again passed the House of Representatives they got to the Senate of Alabama and went right down to defeat and never got to be voted on in that House again because the power company is stronger in the Senate of Alabama than are the people of Alabama or the Governor of Alabama.

In 1977, this very year which we are in now, this House of Representatives at the suggestion of the Governor, passed these same bills again, it is really too late in a way to stop these big increases of some year or two or three years ago. But the Senate refused to stop that then, but now in 1977, we are trying to stop any further increases to further lower the standards of living of the average citizen of this great state and the sovereign state of Alabama and therefore the House of Representatives passed these bills and sent them to the Senate of Alabama—they died in a committee—they filibustered even the latter part of the session of the committee hearing and finally voted them down and never sent them to the Senate floor and in my judgment they were sent to this committee knowing full well in advance that when they were sent to this committee they would never see the light of day or get to the Senate floor and therefore I want these bills to be allowed to be voted on at least by the majority of the Senate and you can defeat or pass them. I want to say this about the 1975 increase. These bills would have prevented that increase. I want to tell you something else. Did you folks know in Alabama that the Southern Company that owns the Georgia Power, the Gulf Power, the Mississippi Power, and the Alabama Power Companies, it is a big monstrous company. Three utilities in Alabama take in more money or as much money as the entire state of Alabama does through her tax revenues. One billion dollars has been paid to the stock holders who own Alabama Power Company since the year 1966. I believe that some of that one billion dollars should have been spent to build these extra power facilities that are needed in this state and in this region instead of the average working man customer paying for them this very day without using any of that electricity.

After these bills pass and become the law, they will of course have to be enforced by the Alabama Public Service Commission. And the Alabama Public Service Commission is an arm of the Legislature, not of the Executive Branch of the Government, and therefore I will call on the Alabama Public Service Commission to remove the matter of future investments from any rate base in the future and take out some if that is constitutionally possible once these bills pass and become the law. But my friends who are watching this telecast in Alabama, I believe these bills will pass the House of Representatives but unless you yourself talk to those members of the State Senate of Alabama, and tell them that we recognize and realize that it is a late date but we want you to pass this legislation. Unless you do that they are not going to be passed. You know why? Because the Power Company lobbyists and the special interest lobbyists and the oil company lobbyists and the coal company lobbyists and every special interest in this

state, every monied interest, is down here everyday with a full paid multi-thousand dollar-a-year lobbyist while you are working in the textile mills, while you work in the rubber plant, while you work all over this state from daylight to dark to make a living. You are working in your small businesses. If the people here in this legislature and your Governor do not represent you, then you do not get represented for the simple reason you do not have special interest representation to come here because you are not able to spend money to send people here to look after your interest. That is what I was elected for and I am trying to do. That's what the House of Representatives was elected to do and they have done their best and that's what the Senate of Alabama was elected to do and they haven't been given an opportunity to do their best because of a few special interest controlled Senators placed in positions of responsibility to kill such legislation as I have endorsed here tonight before this joint session of the Alabama Legislature.

My friends, I hope you will speak to them because I know that they in the long run want to do what is in the best interest of the people of Alabama. But the Power Company spokesman in the last day or so and some of their supporters in the Senate have said, "well, this legislation will not reduce rates", and they are partly right but they would have reduced them or kept them from being increased if they would have passed the legislation in 1975. So I am sorry that you in the Senate did not allow this legislation to be passed in 1975. Had you done so, you would have prevented the high rates that these people who are sitting around me are paying, and thousands upon thousands like them throughout the state of Alabama.

But it will prevent further increases of the sort that are now coming to you each and every month by the power company. Another spokesman for the Power Company, I understand, has said today that these bills are meaningless, they will not do anything to help at all. Well, if they are meaningless, why have they gone to so much trouble to kill every single one of them when they went to the Senate of Alabama. They are not meaningless. They are meaningful bills. There originated in the Senate, a bill recently that was passed and I asked you to go ahead and pass it in the House because I knew what would happen to it. That was the so-called "roll-back" bill. It was passed in the Senate 26-0 to give the Governor of Alabama the right to roll-back rates and everyone that voted for it in the Senate of Alabama knew that the Governor didn't have the authority without a hearing to take over the legislative function and reduce rates on his arbitrary caprice or attitude one way or the other and so I asked for an opinion of the

Supreme Court and they held that it was unconstitutional because it was meant to be a sham and a ploy and a delay for the purpose of making you think that the Senate of Alabama was giving you something good when it was nothing but deceiving the people of Alabama and was deception to the n'th degree and everyone of you in this Chamber know it was when the bill was passed.

My friends they declared that unconstitutional and therefore I call you back on this night. I can tell you that if this bill had been constitutional that they would still be fighting this bill on this very night. It would have never passed the Senate of Alabama nor would it have gotten to the House of Representatives.

I want to say that the utilities are not like a private enterprise facility and there are people who say "well, private enterprise". It is in private hands and I thank goodness that that is the case. But it is part public. It is guaranteed by law a profit unlike other businesses. I hope it stays in private hands as I do not believe in nationalization of the power industry. I believe that they ought to run industry themselves but unless they and other utilities in this country recognize that they must take into consideration the living standards of the people of this country, they might someday find themselves nationalized through their own mismanagement and misjudgment of the temperament of the people of Alabama. I am against nationalization and I pray and hope that such does not come about. I also, as I get ready to conclude here, want to say that some have criticized Governor Wallace by saying that Governor Wallace is hunting him an issue for some future race. I want to tell those who said it that I don't need any issue for any future race. I don't need an issue. I've stood up for the people of this state of Alabama and the people of our region all over this United States and all over this country. I don't need an issue, but I'll tell you one thing, it's a darn good issue if you needed an issue because the people are fed up with it and they are fed up with going broke and with paying high utility bills.

I hope you will pass this legislation in minimum time to see that there are no future rate increases put on the shoulders of the people of Alabama and that the Alabama Public Service Commission will themselves then try to see if any reductions can come forth and then let's let the investors and owners of the Southern Company pay for future investments instead of the people of Alabama. I believe you ought to be able to do it in a minimum time and go home and get away from here in Montgomery for the simple reason that it costs money to stay here.

I hope you will use the minimum period of time. I want to say that in my judgment that if you can do this in a minimum period of time it will be in the best interest of the people of Alabama.

I again want to thank the people in the House of Representatives and those in the Senate who tried and to say that I hope that you in the Senate have a full chance but the reason this legislation has never gotten through even on time in 1975, was not because of the House of Representatives but because of the Senate in Alabama. I have been reading in the paper and hearing over the radio and on television where some of the Senators may walk out. May walk out on the session. Well that is nothing new to me, they've been walking out on the people of Alabama ever since they've come down here to Montgomery.

But they haven't walked out on the special interests of Alabama. I can tell you one thing. If they walk out on the people of Alabama and continue to do so, and continue to let that body be a haven with a few people in particular places of responsibility representing the special interests instead of the people of Alabama, the people of Alabama are going to walk out on everyone of them connected with the Senate of Alabama before too long, except those who have stood up in the Senate, and there are some who have stood up in the Senate of Alabama. So you who talk about walking out—you better worry about the people walking out on you when you run for office next time.

I want to also say that the people of Alabama have seen the House of Representatives pass pay increases for law enforcement officials and also provide for medi-caid. We are 11 million dollars over what we appropriated and the House made an effort to raise the money. The Senate of Alabama left the general fund in pro-ration next time. Also, there are some other items that you ought to consider in this special session but I again want to say to the people of Alabama and to those who are assembled here that I believe that I speak for you, the majority of the people of Alabama, when I say to the House of Representatives, we thank you for what you have done to help us in this matter and what you tried to do. And we call upon the Senate of Alabama, those who have not joined, to join with those in the Senate who have tried and pass this legislation and let's let the people of Alabama take charge of the halls of the Legislature of this state instead of the monied special interests in Alabama.

Thank you very much, ladies and gentlemen.

ALABAMA LAWS

And Joint Resolutions

FIRST SPECIAL SESSION 1977

Act No. 1

H.J.R. 2—Crowe

HOUSE JOINT RESOLUTION

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That a committee of three members of the House, to be named by the Speaker of the House, and two members of the Senate, to be named by the Presiding Officer of the Senate, be appointed to notify the Governor that the Legislature is now in session and is ready for the transaction of business.

Approved May 30, 1977.

Time: 3:30 P.M.

Act No. 2

H.J.R. 12—Crowe

HOUSE JOINT RESOLUTION

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That when the two Houses adjourn today, they adjourn to meet again on Tuesday at 2:00 P.M. o'clock.

Approved May 30, 1977.

Time: 3:30 P.M.

Act No. 3

H.J.R. 26—Lutz, Riddick, Albright, Moore (W),
Smith (B)

HOUSE JOINT RESOLUTION

MOURNING THE DEATH OF MR. HERBERT ALVIN HILL.

WHEREAS, the legislature has learned with regret of the passing of Mr. Herbert Alvin Hill, father of Judy Gregg, the

wife of our distinguished colleague, Representative Richard Gregg; and

WHEREAS, Mr. Hill, 59, was a native of Madison County, Alabama and a veteran of World War II; and

WHEREAS, he gained the respect and fond feelings of those who knew him whether friend or mere acquaintance; and

WHEREAS, Mr. Hill resided in Madison County in the Hazel Green Community as a retired farmer prior to his death; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this body mourns the death of Mr. Herbert Alvin Hill and wishes to express its deepest sympathy to his family and friends.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Mr. Hill's wife, Mrs. Mauvareen Stafford Hill and his daughter, Mrs. Judy Gregg.

Approved May 31, 1977.

Time: 5:30 P.M.

Act No. 4

H.J.R. 28—Manley

HOUSE JOINT RESOLUTION

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That when we adjourn today we adjourn to meet again on Tuesday, May 31, 1977.

Approved May 31, 1977.

Time: 5:30 P.M.

Act No. 5

S.J.R. 6—Higginbotham

SENATE JOINT RESOLUTION

CONGRATULATING MISS MARGARET MAYFIELD,
RECIPIENT OF THE DAR GOOD CITIZEN AWARD

WHEREAS, the Alabama Legislature has learned of the selection of Miss Margaret Mayfield as Opelika High School's DAR Good Citizen, a prestigious and coveted honor awarded

on the basis of leadership, dependability, service and patriotism; and

WHEREAS, Miss Mayfield, 18-year old daughter of Mr. and Mrs. Ira C. Mayfield, Jr., is a senior at Opelika High where she was named Good Citizenship Girl and Senior Superlative; she serves as president of her class and editor of the annual staff's yearbook, and is a member of the National Honor Society, Junior Arts Association, Girl Scouts of America and Trinity United Methodist Church; and

WHEREAS, her many activities extend further to include membership in the Drama Club, Foreign Language Club, A.F.S., Junior Civitans, the cheerleading squad, Impact Club, and the Youth Council at Trinity Church which she serves as chairman; she also was selected Good Citizenship Girl at the Alabama Teenager Contest; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we most highly commend Miss Margaret Mayfield for outstanding achievement, heartily congratulate her as the DAR Good Citizen and extend warm best wishes for continued success in her college career and all future pursuits.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Miss Mayfield, and to her parents, as a token of our esteem.

Approved May 31, 1977.

Time: 5:30 P.M.

Act No. 6

S.J.R. 7—Waldrop

SENATE JOINT RESOLUTION

MOURNING THE DEATH OF DR. EUCLID A. ISBELL, SR.

WHEREAS, Dr. Euclid A. Isbell, Sr., held degrees from the University of Alabama and Tulane Medical School; and

WHEREAS, Dr. Isbell brought much honor to his profession through his dedicated work; and

WHEREAS, Dr. Isbell was a charter member and first Captain of the Gadsden Quarterback Club; and

WHEREAS, he distinguished himself as a life member of the Southern Medical Association, Fellow in American College

of Surgeons, member of the American Board of Otolaryngology, the International College of Surgeons and the American Academy of Ophthalmology and Otolaryngology; and

WHEREAS, Dr. Isbell will be sorely missed by his loved ones and the many friends he made in Gadsden during his forty-year residency there; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we note with regret the passing of Dr. Euclid A. Isbell, Sr., and extend our deepest sympathies to his family and friends.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to Mrs. Wilma Gipson Isbell.

Approved May 31, 1977.

Time: 5:30 p.m.

Act No. 7

H.J.R. 32—Crowe

HOUSE JOINT RESOLUTION

DIRECTING THE PRESIDENTS OF STATE COLLEGES AND UNIVERSITIES TO UTILIZE THEIR FACILITIES, FACULTY, AND STAFF TO ASSESS PRESIDENT CARTER'S PROPOSED NATIONAL ENERGY PLAN AND ITS EFFECT ON ALABAMA.

WHEREAS, the energy crisis is of paramount concern to all of our citizens and to this nation; and

WHEREAS, any national plan will affect the every day living of all Alabamians; and

WHEREAS, President Carter has proposed a national energy plan which is comprehensive and complex; and

WHEREAS, the legislature finds it is timely and of the utmost importance that the combined and collective research facilities of economy and business, mining, mineral and geological, ecological and environmental, and all eminently qualified citizens participate in an analysis of the President's proposed national energy plan; and

WHEREAS, Alabama state colleges and universities have the facilities, faculty and staff who have expertise in the complexities encompassing such a national energy plan; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALA-

BAMA, BOTH HOUSES THEREOF CONCURRING, That all presidents of Alabama state colleges and universities are directed forthwith to organize research teams and to use their respective facilities, faculty and staff to make an analysis of President Carter's proposed national energy plan, its effect on Alabama, the state's industry, education and economy, both on a short range and long range basis, and report the same to the Alabama Legislature.

BE IT FURTHER RESOLVED, That the data included in such analysis shall provide the general public with information as to Alabama's ability to produce energy while preserving all aspects of our environmental and ecological integrity and our economic stability.

RESOLVED FURTHER, That the presiding officers of each house of the legislature each shall appoint two members to monitor the analysis and to set time tables for the completion thereof in order to present the conclusions and findings to the people of Alabama.

BE IT FURTHER RESOLVED, That copies of this resolution shall be sent to the presidents of all state colleges and universities.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 8

H.J.R. 33—Smith (M), Ward

HOUSE JOINT RESOLUTION

DESIGNATING THE LAFAYETTE HIGHWAY 50 BYPASS THE "C. L. TORBERT, JR. PARKWAY"

WHEREAS, C. L. Torbert, Jr., as President of Farmers and Merchants Bank, was a man the entire community of LaFayette looked to for leadership and guidance; and

WHEREAS, C. L. Torbert, Jr., was a citizen of Chambers County and LaFayette for his entire life and was actively involved in countless civic activities and always put the progress of his City first and foremost in all actions; and

WHEREAS, C. L. Torbert, Jr., having had a dream of seeing LaFayette grow and become a more desirable place to live and work, was instrumental in the critical planning stages of the Highway 50 Bypass; and

WHEREAS, The Bypass project is complete and has been

recognized by the LaFayette City Council, the LaFayette Industrial Development Board, and all citizens of the City as contributing significantly to improved transportation, commerce, and recreation; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING That the section of Alabama Highway 50 located in LaFayette, Alabama from the point of intersection with Federal Highway 431 and continuing for a distance of two miles until it intersects with the old Highway 50 East be named the "C. L. Torbert, Jr. Parkway", and that the State Highway Department designate the Parkway in the appropriate manner.

BE IT FURTHER RESOLVED That copies of this Resolution be forwarded to Mrs. C. L. Torbert, Jr. and Mrs. C. L. Torbert, Sr., both of LaFayette, and to the Honorable Robert McClendon, Mayor of the City of LaFayette.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 9

H.J.R. 37—Merrill, McCorquodale, Albright, Andrews, Armstrong, Baker, Barron, Biddle, Boles, Brindley, Buskey, Callahan, Campbell, Carothers, Carter, Cates, Clark, Coburn, Cooper, Crawford, Cross, Crowe, Dial, Drake, Edwards, Falkenburg, Folmar, Ford, Gafford, Glass, Goodwin, Greer, Gregg, Hall, Harris, Harrison, Hill, Hilliard, Hines, Holley, Holmes (A), Holmes (D), Hopping, Howard, Jackson (F), Jackson (R), Johnson, Johnstone, Jolly, Kelley, Kennedy, Killian, Kinsey, Lee, Leonard, Lewis, Lockett, Lutz, McCluskey, McCulley, McMillan, McNair, McNees, Manley, Martin, Mitchem, Moore (O), Moore (W), Morris, Naramore, Owens, Pegues, Plaster, Quarles, Reed, Rich, Riddick, Roberts, Robertson, Sandusky, Sasser,

Shelton, Shoemaker, Smith (B),
 Smith (C), Smith (J),
 Smith (M), Sonnier, Sparks,
 Starkey, Taylor, Trammell,
 Tucker, Turnham, Venable,
 Waggoner, Ward, Warren,
 Weeks, Whatley, White,
 Williams Wyatt, Younce

HOUSE JOINT RESOLUTION

MOURNING THE TRAGIC DEATH OF HERMAN CLARKIE MAYFIELD.

WHEREAS, the Legislature of Alabama has been shocked and deeply saddened by the tragic and untimely death of Herman Clarkie Mayfield who died in Southgate, Kentucky, May 28, 1977, in the devastation by fire of a crowded supper club; and

WHEREAS, Clarkie Mayfield, who was a native of Harlan, Kentucky, graduated from the University of Kentucky where he was an outstanding member of their football team, received his Master's Degree from Jacksonville State University, and coached high school football for several years before joining the staff as an assistant coach in 1969 at Jacksonville State; he became head coach in 1974 as the successor to Coach Charlie Pell and was serving in that capacity at the time of his death; and

WHEREAS, during his coaching career at Jacksonville State, his teams had enjoyed winning seasons for the past seven consecutive years; in 1970, they were undefeated and untied, were both the Mid-South Conference and the Orange Blossom Classic champions, and in 1974, his first year as head coach, Jacksonville State won the Gulf South Conference championship and Clarkie Mayfield was named NAIA Coach of the Year; and

WHEREAS, it is to be noted that Coach Mayfield lost his life as a result of his heroic efforts to save the lives of others, exhibiting concern and love for his fellowman without regard for his own safety; he had helped his wife and parents to escape the flames, but was killed when he returned to help others to safety; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do deeply regret and mourn the tragic death of Herman Clarkie Mayfield who died a valiant death and will be greatly missed by all those whose lives he touched.

BE IT FURTHER RESOLVED, That copies of this resolu-

tion be sent to his wife, Susie Johnson Mayfield; to his son, Greg; and to his parents, Mr. and Mrs. Herman Mayfield, that they may know of our most heartfelt sympathy.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 10

H.J.R. 47—Folmar

HOUSE JOINT RESOLUTION

CONGRATULATING TROY STATE UNIVERSITY GOLF TEAM

WHEREAS, the Troy State University golf team has brought distinction and honor to the people of the State of Alabama by winning the National Collegiate Athletic Division II golf championship; and

WHEREAS, the Troy State University golf team successfully defended its 1976 National Championship and is one of only four teams in the nation which have won two consecutive National Collegiate Athletic Association championships; and

WHEREAS, the Troy State University golf team won its National Championship decisively and with dignity by outdistancing other competing teams by a nine stroke margin; and

WHEREAS, the Troy State University golf team has won more major tournaments than any other college or university in the deep south; and

WHEREAS, the Troy State University golf team, in addition to its National Collegiate Athletic Association Division II National Championship, won the Gulf Coast Intercollegiate Tournament decisively by a fifty-five stroke margin; and

WHEREAS, the Troy State University golf team is the only team in the State of Alabama to ever win a National Collegiate Athletic Association championship; and

WHEREAS, the Troy State University National Championship golf team is composed of Ronny Mobley of Brundidge, Alabama; Don Reese of Grosse Isle, Michigan; David Dougherty of LaGrange, Georgia; Cleve Coldwater of Huntsville, Alabama; and Randy Hedgecock of Satellite Beach, Florida; and

WHEREAS, the Troy State University golf team is coached brilliantly by Mike Griffin of Thomasville, Alabama; and

WHEREAS, it is both fitting and proper that such extra-

ordinary ability and athletic acumen be publicly recognized with the greatest possible degree of prominence; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, does hereby commend and congratulate the Troy State University golf team, its players and coach; and

BE IT FURTHER RESOLVED, That the legislature of the State of Alabama does hereby direct that copies of this resolution be provided to members of the Troy State University golf team, its players and coach; to Dr. Ralph W. Adams, President of Troy State University; to members of the Troy State University Board of Trustees; and to members of the state's news media.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 11

H.J.R. 48—Mitchem, McCorquodale, Albright, Andrews, Armstrong, Baker, Barron, Biddle, Boles, Brindley, Buskey, Callahan, Campbell, Carothers, Carter, Cates, Clark, Coburn, Cooper, Crawford, Cross, Crowe, Dial, Drake, Edwards, Falkenburg, Folmar, Ford, Gafford, Glass, Goodwin, Greer, Gregg, Hall, Harris, Harrison, Hill, Hilliard, Hines, Holley, Holmes (A), Holmes (D), Hopping, Howard, Jackson (F), Jackson (R), Johnson, Johnstone, Jolly, Kelley, Kennedy, Killian, Kinsey, Lee, Leonard, Lewis, Lockett, Lutz, McCluskey, McCulley, McMillan, McNair, McNees, Manley, Martin, Merrill, Moore (O), Moore (W), Morris, Naramore, Owens, Pegues, Plaster, Quarles, Reed, Rich, Riddick, Roberts, Robertson, Sandusky, Sasser, Shelton, Shoemaker, Smith (B), Smith (C), Smith (J), Smith (M), Sonnier, Sparks, Starkey, Taylor, Trammell,

Tucker, Turnham, Venable,
Waggoner, Warren, Ward, Weeks,
Whatley, White, Williams, Wyatt,
Younce

HOUSE JOINT RESOLUTION

CONGRATULATING REPRESENTATIVE AND MRS. PHILLIP B. (PHIL) KELLEY ON THE BIRTH OF THEIR BABY GIRL, AMANDA CAROLINE.

WHEREAS, on May 26, 1977, Representative Phillip B. (Phil) Kelley and his lovely wife, Betty, had born to them a darling little girl whom they named Amanda Caroline; and

WHEREAS, Amanda Caroline made her earthly debut at a healthy weight of nine pounds, two and one-half ounces; and

WHEREAS, Amanda Caroline's exquisite features far excel the most beautiful of any engineering feat; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do congratulate Representative and Mrs. Phillip B. (Phil) Kelley on the birth of their baby daughter, Amanda Caroline.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 12

H.J.R. 52—Hill, Greer, Coburn, McCorquodale, Biddle, Albright, Andrews, Armstrong, Baker, Barron, Boles, Brindley, Buskey, Callahan, Campbell, Carothers, Carter, Cates, Clark, Cooper, Crawford, Cross, Crowe, Dial, Drake, Edwards, Falkenburg, Folmar, Ford, Gafford, Glass, Goodwin, Gregg, Hall, Harris, Harrison, Hilliard, Hines, Holley, Holmes (A), Holmes (D), Hopping, Howard, Jackson (F), Jackson (R), Johnson, Johnstone, Jolly, Kelley, Kennedy, Killian, Kinsey, Lee, Leonard, Lewis, Lockett, Lutz, McCluskey, McCulley, McMillan, McNair, McNees, Manley, Martin, Merrill, Mitchem, Moore (O), Moore (W),

Morris, Naramore, Owens, Pegues,
 Plaster, Quarles, Reed, Rich,
 Riddick, Roberts, Robertson,
 Sandusky, Sasser, Shelton,
 Shoemaker, Smith (B), Smith (C),
 Smith (J), Smith (M), Sonnier,
 Sparks, Starkey, Taylor,
 Trammell, Tucker, Turnham,
 Venable, Waggoner, Ward,
 Warren, Weeks, Whatley, White,
 Williams, Wyatt, Younce

HOUSE JOINT RESOLUTION

**REGRETTING THE ILLNESS OF CONGRESSMAN
 RONNIE FLIPPO AND WISHING HIM A SPEEDY RE-
 COVERY.**

WHEREAS, the Legislature of Alabama has learned of the illness of our friend and former colleague, Ronnie Flippo, who has been scheduled to undergo major heart surgery at University Hospital in Birmingham, Alabama; and

WHEREAS, Representative Flippo of Florence, Alabama, once hospitalized for 18 months as the result of massive injuries suffered in a fall, recovered to enter college at the age of 25 and graduated from the University of North Alabama with a degree in accounting; he received a Master's Degree from the University of Alabama and passed his state examination to become a Certified Public Accountant on his first try; and

WHEREAS, he then was elected to the state legislature and served one term in the House which led to an unopposed race for the State Senate; he currently is serving his freshman term as a member of the Alabama Congressional Delegation in Washington, D. C.; and

WHEREAS, this body is ever mindful and deeply appreciative of Ronnie Flippo's innumerable and significant contributions toward the betterment of his community, state and nation; his illness, indeed, is an experience of distress and concern which we share with all his friends and family; now therefore,

**BE IT RESOLVED BY THE LEGISLATURE OF ALA-
 BAMA, BOTH HOUSES THEREOF CONCURRING,** That we sincerely and deeply regret the illness of our friend, Ronnie Flippo, and do most earnestly pray for his early and complete recovery.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to Mr. Flippo that he might know of our good wishes for him and for his family.

Approved June 3, 1977.

Time: 5:00 P.M.

Act No. 13

H.J.R. 40—Hill, Greer, Coburn

HOUSE JOINT RESOLUTION

COMMENDING THE MARS HILL BIBLE SCHOOL BASEBALL TEAM FOR WINNING THE 1-A STATE BASEBALL CHAMPIONSHIP.

WHEREAS, Mars Hill Bible School's baseball team displayed outstanding ability in hitting, fielding, pitching and base-running; and

WHEREAS, Coaches David Willingham and Larry Gooch are due much credit not only for the high degree of technical skill displayed in their team's play, but also for the excellent spirit and will to win which they instilled in their players; and

WHEREAS, because of their skill, spirit and will to win, Mars Hill's baseball team made its way to the state finals; and

WHEREAS, the Mars Hill Panthers scored two thrilling, come-from-behind victories of 4-3 and 6-3 to sweep the finals series against a fine Montgomery Academy team; and

WHEREAS, the baseball team's second win, besides giving Mars Hill Bible School its first state championship ever, was also a great wedding present for Coach David Willingham who was married to Denise Foster of Tuscumbia the following evening; and

WHEREAS, the team can take great pride in its many wins, boasting an overall season record of 24-8, and its many loyal supporters; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do most heartily commend the Mars Hill Bible School baseball team for winning the 1-A state baseball championship.

BE IT FURTHER RESOLVED, That copies of this resolution together with our congratulations be sent to the school's principal, Mr. Lawrence Williams; the coaches, Mr. David Willingham and Mr. Larry Gooch; the team manager, Donnie Waggoner; and all the team members: Robin Rutledge, Dwayne Rosenbaum, John David White, Jerry Parker, David Wilhelm, Stuart Mitchell, Bobby McClure, Kenny Rhoden, Danny Carlton, Rod Davis, Mark Foster, Randy Hargett, Lindsey Hall, Berry

England, Jeff Garrett, Berry McClure, Jeff Broadfoot and John Carlton.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 14

H.J.R. 55—Manley

HOUSE JOINT RESOLUTION

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That when we adjourn today, we adjourn to meet again on Tuesday, June 7, 1977; when we adjourn on Tuesday, June 7, we adjourn to meet again on Wednesday, June 8, and when we adjourn on Wednesday, June 8, we adjourn to meet again on Thursday, June 9, 1977, and when we adjourn on Thursday, June 9, 1977, we adjourn sine die.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 15

S.J.R. 11—Higginbotham

SENATE JOINT RESOLUTION

DESIGNATING THE LAFAYETTE HIGHWAY 50 BYPASS THE "C. L. TORBERT, JR. PARKWAY"

WHEREAS, C. L. Torbert, Jr., as President of Farmers and Merchants Bank, was a man the entire community of LaFayette looked to for leadership and guidance; and

WHEREAS, C. L. Torbert, Jr., was a citizen of Chambers County and LaFayette for his entire life and was actively involved in countless civic activities and always put the progress of his City first and foremost in all actions; and

WHEREAS, C. L. Torbert, Jr., having had a dream of seeing LaFayette grow and become a more desirable place to live and work, was instrumental in the critical planning stages of the Highway 50 Bypass; and

WHEREAS, The Bypass project is complete and has been recognized by the LaFayette City Council, the LaFayette Industrial Development Board, and all citizens of the City as contributing significantly to improved transportation, commerce,

and recreation; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING That the section of Alabama Highway 50 located in LaFayette, Alabama from the point of intersection with Federal Highway 431 and continuing for a distance of two miles until it intersects with the old Highway 50 East be named the "C. L. Torbert, Jr. Parkway", and that the State Highway Department designate the Parkway in the appropriate manner.

BE IT FURTHER RESOLVED That copies of this Resolution be forwarded to Mrs. C. L. Torbert, Jr. and Mrs. C. L. Torbert, Sr., both of LaFayette, and to the Honorable Robert McClendon, Mayor of the City of LaFayette.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 16

H.J.R. 58—Andrews, Hopping

HOUSE JOINT RESOLUTION

COMMENDING LIEUTENANT HENRY E. WILLIS OF THE BIRMINGHAM POLICE DEPARTMENT.

WHEREAS, Lieutenant Henry E. Willis, a twenty year veteran of the Birmingham Police Department, has recently been elected President of the Birmingham Fraternal Order of Police; and

WHEREAS, Lieutenant Willis earned his B.S. in Criminal Justice from the University of Alabama in Birmingham with Dean's List Honors in 1973 and is now enrolled in the Master's Programs of Criminal Justice at UAB; and

WHEREAS, Lieutenant Willis' four years of active duty in the U. S. Navy from 1953 to 1957 and his Naval Aeserve Duty from 1962 until the present has contributed greatly to the decisive leadership demonstrated constantly by Lieutenant Willis; and

WHEREAS, Lieutenant Willis' professional honors and awards within the Birmingham Police Department are to numerous to list; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we heartily commend Lieutenant Henry E. Willis for an outstanding and distinguished career in the Birmingham Police Depart-

ment and for his impressive scholastic achievements, and for his election as President of the Birmingham Fraternal Order of Police.

RESOLVED FURTHER, That a copy of this resolution be sent to Lieutenant Willis.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 17

H.J.R. 56—Baker, Whatley

HOUSE JOINT RESOLUTION

MOURNING THE DEATH OF MR. W. O. "BILL" PATTERSON OF RUSSELL COUNTY, ALABAMA

WHEREAS, the Legislature of Alabama has regretfully learned of the death of William Orr Patterson of Ft. Mitchell, Russell County, Alabama, May 30, 1977, at the age of 77; and

WHEREAS, Bill Patterson, a native of Russell County, was, at the time of his death, a Director of the Phenix City Girard Bank in Phenix City and President of the Russell County Farm Bureau; he also was a member of The Phenix City Rotary Club, Director of the Phenix City-Russell County Chamber of Commerce and a lifetime member of the Russell County Cattlemen's Association; and

WHEREAS, the state grain elevator in Phenix City was named the "W. O. 'Bill' Patterson Grain Elevator" in his honor in 1975; and

WHEREAS, Mr. Patterson devoted his lifetime, contributing his time, efforts and vast knowledge, to the progress and betterment of agriculture in the State of Alabama; he was a prominent and beloved member of his community, and Mr. Bill will be greatly missed by his many friends, not only in Russell County, but throughout the entire state; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do deeply mourn and exceedingly regret the death of William Orr Patterson, and extend to his family our most heartfelt sympathy.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to his wife, Mrs. Nell Patterson, and to their two

children, Nancy Patterson Rudd of Ft. Mitchell and Dr. William O. Patterson, Jr. of Mobile, that they may know of our concern for them in their great loss.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 18

H.J.R. 41—Edwards

HOUSE JOINT RESOLUTION

HONORING MR. J. C. MARTIN FOR MERITORIOUS SERVICE TO WILCOX COUNTY.

WHEREAS, the Alabama Legislature has noted that Mr. J. C. Martin of Camden, Alabama, was sworn in as County Commissioner of Wilcox County in May, 1954, and remains in office after 23 years of faithful service; and

WHEREAS, during his impressive tenure under six probate judges, and as one of the main spokes of this county governing body, Commissioner Martin has seen tremendous progress, with attending prosperity, in Wilcox County; in 1963, an addition was made to the county courthouse and a complete courthouse annex is in the process at this time; and

WHEREAS, because of tireless efforts on his part, and in working closely with his fellow commissioners and probate judges, several new industries have been brought to Wilcox County including the Camden Nursing Facility, MacMillan Bloedel, Inc., Camden Mills, J. Paul Jones Hospital, plus many smaller industries as well; also, all main roads in his district have been paved under the Farm to Market program; and

WHEREAS, Commissioner Martin's many outstanding contributions and dedicated service have earned him a nomination by the Wilcox County Commission for the "Outstanding Service to County Government Award"; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do most highly praise and commend Mr. J. C. Martin of Camden, Alabama, for meritorious service to his county for more than 23 years; we further congratulate him on being nominated for this prestigious award, and direct that a copy of this resolution be sent to him as a token of our esteem.

Approved June 8, 1977.

Time: 5:30 P.M.

Act No. 19

H.J.R. 73—Waggoner

HOUSE JOINT RESOLUTION

COMMENDING JOHN S. SHAW, JR., ON ATTAINING NATIONAL RECOGNITION IN **FINANCIAL WORLD** MAGAZINE FOR HIS MANY WORTHWHILE CONTRIBUTIONS.

WHEREAS, John S. Shaw, Jr., Chairman and Chief Executive Officer of Southern Natural Resources, Inc., located in Birmingham, Alabama, was featured in the March 15, 1977, issue of the **Financial World** magazine as one of the outstanding chief executive officers in America; and

WHEREAS, Mr. Shaw was one of only three such executives named from his field and he and the other outstanding chief executive officers designated by **Financial World** were honored at a reception and dinner at the Pierre Hotel in New York; and

WHEREAS, the prominent and well-respected **Financial World** magazine named Mr. Shaw as a result of the selection by a group of the nation's leading security analysts for contributions he has made to his company, industry, business in general and the community at large; and

WHEREAS, the native of New Orleans, Louisiana, born on October 8, 1915, is a graduate of Birmingham's Erskine Ramsey High School Class of '33; and

WHEREAS, Mr. Shaw earned his Bachelor of Arts degree from Vanderbilt University in 1937 and his Master's in Business Administration from the Harvard Graduate School of Business in 1939, after which he spent approximately twenty-five years in New York in the field of commercial and investment banking; and

WHEREAS, Mr. John S. Shaw, Jr., has been a resident of Birmingham since 1965, when he was elected president of the Southern Natural Gas Company after only four years in its New York office; and

WHEREAS, Mr. Shaw, as chief executive officer of the Southern Natural Gas Company from 1967, led the company through a successful expansion and diversification which resulted in the formation of Southern Natural Resources, Inc., a holding company for energy and natural resource related businesses, which he has served as chief executive officer since 1973; and

WHEREAS, Mr. Shaw is director of Airco, Inc., the Alabama Bancorporation, the First National Bank and Protective

Life and is a member of the Board of Trustees of Alabama Independent Colleges and Universities; and

WHEREAS, Mr. Shaw has served in many activities for the betterment of his community and fellowmen and currently serves on the advisory councils of Junior Achievement, Inc., and the Salvation Army and is a member of the Birmingham Rotary Club and Chairman of the Greater Birmingham campaign for United States Savings Bonds, and formerly was a member of the boards of the Birmingham Area Chamber of Commerce and the Area Red Cross; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do heartily commend John S. Shaw, Jr., on his many achievements and contributions in the business and civic life of his community and state and the recognition they have earned for him.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to Mr. John S. Shaw, Jr.

Approved June 9, 1977.

Time: 2:45 P.M.

Act No. 20

H. 214—Waggoner

AN ACT

To propose an amendment to the Constitution of Alabama which, if approved by the electors of Shelby County, would authorize the Legislature, by general or local law, to provide for the creation, incorporation, organization, operation, administration and financing of one or more local districts within Shelby County as public corporations to provide local public services, including the fighting and prevention of fires and the operation of emergency medical services, including rescue and ambulance services, to provide for the fixing, levy and collection by such districts of rates, fees and charges for such services, penalties for non-payment and liens upon the property within such districts; and to provide for the borrowing of money and the issuance of bonds and other obligations by or on behalf of such districts; and to ratify and confirm any such law enacted by the Legislature at or after its present session but prior to the ratification of the proposed amendment.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed and shall become valid as a part of the Constitution when approved and proclaimed ratified as prescribed by law:

PROPOSED AMENDMENT

The Legislature may, by general or local law, provide for the creation, incorporation, organization, operation, administration, and financing of local districts within Shelby County as public corporations to provide any one or more of the following local services: (a) fighting and prevention of fires; (b) the operation of emergency medical services, including rescue and ambulance service; authorize such district to fix and collect rates, fees and charges for such services, and to provide penalties for nonpayment and liens upon the property within such district; authorize the borrowing of money and the issuance of bonds and other obligations by or on behalf of such district; provided that Shelby County shall not be responsible for any such bond or obligation and no such bond or obligation shall be chargeable against the limit on the debt of Shelby County. This amendment shall not have been adopted unless a majority of the qualified electors of Shelby County who participate in the election held on the adoption of this amendment vote in favor thereof. Any law enacted at the current session of the legislature to authorize the creation of such districts in Shelby County and to implement this amendment to the constitution (with published notice of intention) shall become effective upon the ratification of this amendment.

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Section 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17 of the Code of Alabama 1940.

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the state. In every county in which no newspaper is published, a copy of the notice shall be posted for four weeks next preceding said election at each courthouse in said county.

Constitutional Amendment

Passed the House June 7, 1977

Passed the Senate June 9, 1977

Act No. 21

H. 192—Sonnier, Younce

AN ACT

Proposing an amendment to the Constitution of Alabama authorizing Mobile County to levy and collect a $1\frac{1}{4}$ mill ad valorem tax on real and personal property in Mobile County, the proceeds of which shall be used to increase the salaries of all municipal and county fire and rescue personnel regularly employed as an integral unit of the municipality's fire and rescue division, and to increase the contribution for the training and maintenance of equipment in unincorporated communities with only volunteer fire and rescue personnel within the county; and to provide for the distribution thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is proposed and shall become a part thereof when approved by a majority of the qualified voters voting thereon at a referendum election and upon proclamation of the Governor.

PROPOSED AMENDMENT

A. The governing body of Mobile County is authorized to levy, and collect a $1\frac{1}{4}$ mill ad valorem tax in Mobile County on all real and personal property that is subject to such tax under the laws of this state, the proceeds of which shall be used to increase the salaries of all municipal fire and rescue personnel regularly employed as integral unit of the municipality's fire and rescue division, and to increase the contribution for the training and maintenance of equipment in the unincorporated communities with only volunteer fire and rescue personnel within Mobile County. Any acts of legislature on this subect applicable to Mobile County that were enacted prior to the adoption of this amendment are hereby validated and confirmed. Provided however, such enabling legislation shall not become effective until this amendment or the levying of the tax hereby authorized is approved by a majority of the electors of Mobile County voting at the election held for the purpose of submitting this amendment or at a subsequent election relative to the levying of the tax.

B. The proceeds from the tax herein above authorized shall be used to increase the salaries of municipal and county fire and rescue personnel regularly employed as an integral unit of the municipality's fire and rescue division, and to increase the contribution for the training and maintenance of equipment in unincorporated communities with only volunteer fire and rescue personnel within the county.

C. The tax assessor of Mobile County shall assess the tax hereinabove provided for and the tax collector of the county shall collect the tax in the same method and manner that other

ad valorem taxes are collected, and the funds shall be distributed, for the purpose set out above, as follows:

Twenty-four percent (24%) to the Mobile County Governing Body

Fifty-eight percent (58%) to the Municipal Governing Body of the City of Mobile.

Eight and one-half percent (8.5%) to the Municipal Governing Body of the City of Prichard.

Two percent (2%) to the Municipal Governing Body of the City of Chickasaw.

Two percent (2%) to the Municipal Governing Body of the City of Saraland.

One and one-half percent (1.5%) to the Municipal Governing Body of Bayou La Batre.

One percent (1%) to the Municipal Governing Body of Citronelle.

One percent (1%) to the Municipal Governing Body of Satsuma.

One percent (1%) to the Municipal Governing Body of the City of Mt. Vernon.

One percent (1%) to the Municipal Governing Body of Wilmer.

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the legislature. The election shall be held in accordance with the provision of Section 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17, of the Code of Alabama 1940 as amended.

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation and shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the state. In every county in which no newspaper is published, a copy of the notice shall be posted at each courthouse and post office.

Constitutional Amendment

Passed the House June 7, 1977

Passed the Senate June 9, 1977

AN ACT

To further regulate public utilities and protect the public welfare; to direct that an audit and management firm having specified qualifications be employed to perform a full and complete audit and management study of the Alabama Power Company and Southern Services Company, Inc., and to submit its report to the Governor, the Committee on Public Utilities, the Public Service Commission, and the Legislature; to create the Committee on Public Utilities; to prescribe the powers, duties, and responsibilities of the members and their compensation therefor; to empower the Committee, or any member thereof, to compel the production of books, papers, and documents, to inspect books and records, plant and property of any utility specified in this Act and any other company specified herein, to permit or direct depositions to be taken and to administer oaths and to compel the attendance of witnesses through subpoenas and subpoenas duces tecum; to make appropriations from the general fund of the state to implement this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. It is hereby directed that there be performed a full and complete audit and management study of the Alabama Power Company and the Southern Services Company, Inc. and, if deemed by the Governor to be necessary in connection with such audit and study, an audit and study of any parent, affiliated, and subsidiary companies of either utility specified in this section, within the guidelines set forth in this Act.

Section 2. The Governor shall appoint three persons who are citizens of Alabama and who, in the opinion of the Governor, are knowledgeable in the fields of finance, accounting, management, and business regulation as a committee to be named the Committee on Public Utilities. The Committee shall exercise the powers, duties, and responsibilities specified in this Act. The Committee shall adopt its own rules of procedure for the conduct and transaction of its business. The Committee shall select its chairman. The members of the Committee shall serve without compensation but shall receive actual and necessary expenses incurred in the performance of their official committee duties.

Section 3. The audit and study required in Section 1 of this Act shall be performed by a competent audit and management firm with a recognized national reputation in the field of financial audits and management studies and shall be completed within a period of twelve months beginning on a date determined by the Governor, but not later than ninety (90) days after the effective date of this Act. No audit and management firm shall be eligible for employment if the firm or any of its professional or managerial employees have been employed in any capacity by any utility regulated by the Public Service Commission, or by

any organized consumer group opposing utility rate applications, within the period of five (5) years next preceding the effective date of this Act.

Section 4. The audit and management firm shall be selected by the Committee on Public Utilities with the approval of the Governor not later than sixty (60) days after the effective date of this Act, and the Governor is authorized to enter into a contract of employment with the audit and management firm so selected on behalf of the State of Alabama. The Committee shall meet whenever necessary and shall control and supervise the audit and management firm to assure strict compliance with the contract of employment. The Committee shall specify the duties and responsibilities of the audit and management firm and the scope of the audit and study to be performed in accordance with the provisions of this Act. The Committee shall serve in an oversight capacity during the audit period provided in Section 3 of this Act; provided, however, that it shall not take part in the performance of the audit and study except in the capacity herein defined.

Section 5. The audit and management firm shall perform a full and complete financial audit and management study of the Alabama Power Company, the Southern Services Company, Inc., and any other company specified in Section 1 of this Act, and shall report its findings and recommendations to the Governor and the Committee within the time limit prescribed in Section 3 above. The Public Service Commission and the Legislature shall also receive the firm's report and shall be fully briefed as to the findings and recommendations contained therein.

Section 6. The goal of the audit and study authorized herein is to develop a thorough understanding of the Alabama Power Company, the Southern Services Company, Inc., and the other companies specified in Section 1 of this Act and their operations, and to assist in providing the consuming public with adequate supplies of electrical energy and power at the lowest possible rates, and further to insure that state government properly regulates public utility companies for the public welfare.

Section 7. To assist the audit firm and to implement the audit directed by this Act, the Committee on Public Utilities shall have and may exercise all those powers conferred upon the Alabama Public Service Commission by, and take those actions authorized by Title 48, Section 55, of the 1940 Code of Alabama for the production of books, records, and documents; under Title 48, Section 56, of the 1940 Code of Alabama, for the inspection of books and records, plant and property; under Title 48, Sections 60, 68, 69, and 70 of the 1940 Code of Ala-

bama, for the service of process and the taking of testimony; and under Title 48, Sections 74 and 78, of the 1940 Code of Alabama, to compel compliance, to administer oaths, issue subpoenas, compel the attendance of witnesses and the production of books, papers, and documents. The Committee on Public Utilities shall also have the right to employ and pay consultants to advise and assist the Committee and the audit firm employed pursuant to this Act.

Section 8. There is hereby appropriated to the Office of the Governor from the general fund of the State, such amounts, not exceeding \$100,000.00, as are necessary to implement this Act. The funds appropriated herein shall be used to employ the audit and management firm and for expenses legally incurred by the Committee in the performance of its duties.

Section 9. The Committee shall stand discharged and be dissolved ninety (90) days after the report of the audit and management firm is submitted to the Governor, the Public Service Commission, and the Legislature.

Section 10. If any section, sentence, or provision of this Act shall be declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections, sentences, or provisions of this Act, which shall continue effective.

Section 11. All laws or parts of laws which conflict with this Act are, to the extent of such conflict, repealed.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 9, 1977.

Time: 7:35 P.M.

Act No. 23

H. 205—Folmar, Drake

AN ACT

To amend Section 2(II)(4) of Act No. 763, Acts of Alabama, 1976 Regular Session, to delete the expenditure limitation provision from the appropriation to the Unified Judicial System for fiscal year 1976-77.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2(II)(4) of Act No. 763, Acts of Alabama, 1976 Regular Session, is hereby amended to read as follows:

“(4) UNIFIED JUDICIAL SYSTEM:

- (a) Administrative Office of Courts
- (b) Trial Courts:
Judges’ Salaries, Travel, Education,
Equipment Purchases and Special
Judges
- (c) Department of Court Management
- (d) Circuit Clerks and Registers:
Salaries, Office Expenses and Travel
- (e) Supernumerary Clerks and Registers
- (f) Official Court Reporters:
Salaries, Travel and Equipment
- (g) Supernumerary Court Reporters
- (h) Magistrates
- (i) Supernumerary and Retired Judges’
Salaries and Expenses
- (j) Court of the Judiciary
- (k) Indigent Defense Commissions
- (l) Judicial Conference
- (m) Judicial Conference
- (n) Judiciary Inquiry Commission
- (o) Jurors, Jury Commissions and Wit-
nesses
- (p) Permanent Study Commission on
Alabama’s Judicial System
- (q) Court Supportive Personnel
- (r) Matching Funds for Federal Grants
- (s) All other judicial agencies, commis-
sions, boards, conferences and re-
lated purposes as may be provided
by law.

Total operating costs9,875,000.00

Section 2. This act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 10, 1977.

Time: 11:05 A.M.

Act No. 24

S.J.R. 8—Peden

SENATE JOINT RESOLUTION

COMMENDING MARS HILL BIBLE SCHOOL ON WINNING THE 1977 STATE 1-A BASEBALL CHAMPIONSHIP.

WHEREAS, the legislature of Alabama has noted that Mars Hill won the 1977 state 1-A baseball championship by virtue of taking two straight in the best two-of-three series played in Montgomery; they won a 4-3 decision, getting the winning run in the seventh inning, then won 6-3 on May 20, 1977 to claim the title; and

WHEREAS, this first state championship for the Mars Hill Panthers was achieved under the able and talented direction of Head Coach David Willingham and his assistant, Coach Larry Gooch; each member of the team is due his share of the credit, also, as the Panthers came from behind in both games to win, playing brilliantly and with a will to win that could not be denied; and

WHEREAS, this outstanding team further enjoyed a remarkable season with an overall record of 24-8, which, together with their first-time championship, might be considered a fine wedding gift to Coach Willingham who was married to Denise Foster of Tuscumbia on Saturday night following the final game; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do heartily congratulate Mars Hill Bible School on their state 1-A championship and direct that copies of this resolution be sent to Principal Lawrence Williams, Coaches Willingham and Gooch, team manager Donnie Waggoner and to each of the players: Robin Rutledge, Dwayne Rosenbaum, John David White, Jerry Parker, David Wilhelm, Stuart Mitchell, Bobby McClure, Kenny Rhoden, Danny Carlton, Rod Davis, Mark Foster, Randy Hargett, Lindsey Hall, Berry England, Jeff Broadfoot and John Carlton.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 25

S.J.R. 10—Owen

SENATE JOINT RESOLUTION

COMMENDING MR. WESLEY GRANT ON HIS SELEC-

TION AS STATE PRESIDENT OF THE ALABAMA VOCATIONAL ASSOCIATION.

WHEREAS, the Alabama Legislature notes that Mr. Wesley Grant, Director of Vocational Education for the Baldwin County schools, was installed recently as president of the Alabama Vocational Association which has a total of some 4,000 members who are teachers or administrators in high schools, technical colleges, junior colleges or four-year colleges in the field of vocational education; and

WHEREAS, Mr. Grant, a member of a prominent Baldwin County family, has served previously as president of both the Alabama Vocational Agriculture Teachers Association and the Association of Directors of Vocational Education; he further is serving as a member of the legislative committees of The Alabama Council for School Administration and Supervision, The Alabama Vocational Association and the Baldwin County Education Association; and

WHEREAS, this latest honor of being made state president is recognition by his associates throughout the entire state that Wesley Grant is an outstanding member of his chosen profession who has contributed greatly through the ranks to successfully attain the highest office available in this state-wide vocational organization; Mr. Grant's activities also extend to include deep involvement in a number of religious, charitable and civic project in his community and in Baldwin County; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do highly commend Mr. Wesley Grant on his many outstanding accomplishments and on having his achievements recognized by the fellow members of his profession.

BE IT FURTHER RESOLVED, That Mr. Grant be presented with a copy of this resolution that he may know of our admiration and esteem.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 26

S.J.R. 13—Waldrop

SENATE JOINT RESOLUTION

CONGRATULATING HOKES BLUFF ON WINNING THEIR THIRD CONSECUTIVE STATE 2A HIGH SCHOOL BASEBALL TITLE.

WHEREAS, on Saturday, May 21, 1977, the Hokes Bluff Eagles captured a doubleheader from Holtville High to win an unprecedented third consecutive 2A high school baseball championship; and

WHEREAS, this outstanding Etowah County team, winning their first game with a 5-3 decision in eight innings, putting on the cake with a no-hitter and a 7-2 victory in the second game to claim the title; and

WHEREAS, each member of this fine team is to be congratulated for his part in the Eagles' outstanding season and third consecutive state title, as is Head Coach Mike Estes for his leadership in developing the necessary skills, and for instilling in his team a fine spirit, good sportsmanship and a will to win which is so vital for a championship team; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we most heartily congratulate and commend Hokes Bluff High School for their third straight 2A championship crown; we further direct that copies of this resolution be sent to each member of the team and to Head Coach Mike Estes as a token of our admiration and warm praise.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 27

S.J.R. 16—Fine, Goodwin

SENATE JOINT RESOLUTION

TO DECLARE THE INTENT OF THE LEGISLATURE IN REGARD TO ACT NO. 763, H. 286, 1973 REGULAR SESSION (ACTS OF 1973, P. 1145), AS AMENDED, WHICH PROVIDED A SUBSISTENCE ALLOWANCE FOR CERTAIN LAW ENFORCEMENT OFFICERS IN THE STATE OF ALABAMA.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That it was and is the legislative intent of the Legislature of the Sovereign State of Alabama that the subsistence allowance provided by Act No. 763, H. 286, 1973 Regular Session (Acts of 1973, p. 1145), as amended, was to be solely a subsistence expense allowance for the purpose of providing meals while said officers are on duty and is not considered as compensation under the laws of this state.

It was and is the legislative intent that this subsistence allowance shall not be subject to any income or other taxes levied by the State of Alabama or the federal government.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 28

H.J.R. 69—Crowe, Callahan, McCorquodale, Albright, Andrews, Armstrong, Baker, Barron, Biddle, Boles, Brindley, Buskey, Campbell, Carothers, Carter, Cates, Clark, Coburn, Cooper, Crawford, Cross, Dial, Drake, Edwards, Falkenburg, Folmar, Ford, Gafford, Glass, Goodwin, Greer, Gregg, Hall, Harris, Harrison, Hill, Hilliard, Hines, Holley, Holmes (A), Holmes (D), Hopping, Howard, Jackson (F), Jackson (R), Johnson, Johnstone, Jolly, Kelley, Kennedy, Killian, Kinsey, Lee, Leonard, Lewis, Lockett, Lutz, McCluskey, McCulley, McMillan, McNair, McNees, Manley, Martin, Merrill, Mitchem, Moore (O), Moore (W), Morris, Naramore, Owens, Pegues, Plaster, Quarles, Reed, Rich, Riddick, Roberts, Robertson, Sandusky, Sasser, Shelton, Shoemaker, Smith (B), Smith (C), Smith (J), Smith (M), Sonnier, Sparks, Starkey, Taylor, Trammell, Tucker, Turnham, Venable, Waggoner, Ward, Warren, Weeks, Whatley, White, Williams, Wyatt, Younce

HOUSE JOINT RESOLUTION

HONORING HARRY HARRIS UPON HIS RETIREMENT.
WHEREAS, Harry Harris, one of the most valued em-

ployees of the House of Representatives, will retire on Tuesday, June 14; and

WHEREAS, Harry Harris was born and raised and has been a lifelong resident of the City of Montgomery; and

WHEREAS, Harry came to the House of Representatives after 30 years with REA Express and has been a faithful employee of this House for over seven years; and

WHEREAS, Harry has been active in community affairs, particularly the coaching of girls softball teams; and

WHEREAS, Harry organized and coached one girls' team, the Road Runners, which won eight City Championships; and

WHEREAS, Harry is the proud father of five grown children including his last daughter who is a student at Alabama State University; and

WHEREAS, Harry is a member of St. John's AME Episcopal Church where he is an usher and a trustee; and

WHEREAS, it has been a pleasure for this body to be associated with Harry and we will all remember his cheerful smile and the many simple courtesies he has shown us through the years; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA. BOTH HOUSES THEREOF CONCURRING, That this body commends Harry Harris for his many years of service to the House of Representatives, and wishes him many happy years of retirement.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to Harry Harris.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 29

S.J.R. 14—Ellis, Gilmore, Vacca, Pearson, McMillan, Goodwin, Fine, Adams, Baker, Bank, Clemon, Edwards, Higginbotham, Jones, King, Little, McDonald (A), McDonald (S), Miller, Mims, Mitchell, Noonan, Owen, Peden, Perloff, Perry, Powell, Roberts, St. John, Shelby,

Stewart, Teague, Waldrop,
Wilson

SENATE JOINT RESOLUTION

MOURNING THE DEATH OF MRS. MILDRED BLACKWELL EATON.

WHEREAS, the Alabama Legislature has been deeply saddened to learn of the death of Mrs. Mildred Blackwell Eaton on May 31, 1977, in Birmingham, Alabama; and

WHEREAS, Mrs. Eaton who was a resident of Mulga Star Route, Alabama, was a lifetime resident and member of a prominent family of Jefferson County; she was the wife of Emmett W. Eaton, Executive Director of the Alabama Commission on Aging; and

WHEREAS, she was an actively involved member of the Maytown Baptist Church and also participated in many of the worthwhile civic and charitable projects of her community and of Jefferson County; Mrs. Eaton was a lady who gained the respect, admiration and love of all those who knew her and will be greatly missed by her family and many friends; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do greatly mourn and regret the death of Mrs. Mildred Blackwell Eaton; we express our deep and heartfelt sympathy to Commissioner Eaton, their two children, and other family members, to whom copies of this resolution shall be sent.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 30

S.J.R. 15—Waldrop

SENATE JOINT RESOLUTION

MOURNING THE DEATH OF CURTIS E. YEAGER.

WHEREAS, the Legislature has noted with a deep sense of regret the recent death of Mr. Curtis E. Yeager of Gadsden, Alabama; and

WHEREAS, Mr. Yeager, a native of Cullman, Alabama, and lifetime resident and citizen of Gadsden, Alabama, was an active civic and religious leader in his community; he was a member of East Gadsden United Methodist Church and Fel-

lowship Sunday School Class and was an active supporter of the Red Cross, being the largest blood donor in Etowah County; and

WHEREAS, Mr. Yeager was a former division chairman of the Goodyear Tire and Rubber Union Local 12, and a retired pipe fitter in the engineering department of Goodyear; and

WHEREAS, his many friends and surviving family members will greatly miss this fine gentleman; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the recent death of Curtis E. Yeager.

RESOLVED FURTHER, That a copy of this resolution be sent to his widow, Mrs. Lucille Yeager.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 31

S.J.R. 17—Shelby

SENATE JOINT RESOLUTION

URGING THE SELECTION OF TRACK STAR NOMINEE DR. GEORGE VERNON IRONS, SR. FOR INDUCTION INTO THE ALABAMA SPORTS HALL OF FAME.

WHEREAS, Dr. George Vernon Irons, Sr. was an outstanding cross-country and road race athlete in the South during his collegiate career at the University of Alabama during the years 1920-24, and;

WHEREAS, Dr. Irons finished first in every race he ever ran while running for the Crimson Tide, and;

WHEREAS, Dr. Irons presently holds the S.I.A.A. record for the Conference Road Race championship;

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this body does hereby endorse the nomination of Dr. George Vernon Irons, Sr. and recommends his induction as a member of the Alabama Sports Hall of Fame, and

BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Alabama Sports Hall of Fame and William L. Irons, the son of Dr. George Vernon Irons.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 32

S.J.R. 19—Teague

SENATE JOINT RESOLUTION

CONGRATULATING THE CHILDERSBURG HIGH SCHOOL BASEBALL TEAM ON THEIR STATE 3-A CHAMPIONSHIP.

WHEREAS, the Childersburg High School Baseball team finished the season with a remarkable 20-5 winning record and went on to capture the State 3-A Championship; and

WHEREAS, this fine Talladega County team, coached by Mike Box, won the championship in the best 2-out-of-3 series with Central High of Florence; the first game was won by the Tigers 8-5 and the second game, 13-7; and

WHEREAS, each member of the Childersburg team is to be congratulated for his part in the Tigers' outstanding season and championship victory, under Coach Box's able and talented leadership; much credit and appreciation are also due Ernie McLain, student at the University of Montevallo who is a graduate of Childersburg High and who worked the entire season, without pay, assisting Coach Box with his team; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we most heartily congratulate the Childersburg High School Tigers for their spectacular season and for their 3-A Championship victory.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Principal Jimmy Hayes on behalf of the school, Coach Mike Box, Ernie McLain, and a copy to each member of the team: Mike Sanford, Randy Smith, Lane Wesley, Terry Jinks, David Sims, Andy Shoemaker, Allen Burnett, Allen Hill, Jeff Cantrell, Danny Kelly, Gary Bassett, Alex Pope, Cliff Hindman, Scott Storey, Ashley Ingram, Keith Ingram, Robin Cobb, John Cosper and Allen Pate.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 33

H.J.R. 19—Callahan

HOUSE JOINT RESOLUTION

COMMENDING MR. HUBERT KIMBROUGH

WHEREAS, Hubert Kimbrough has been active in all

phases of Conservation within the State of Alabama for more than 30 years, and

WHEREAS, Mr. Kimbrough has diligently served the best interest of Conservation as a whole through years of tireless efforts, and

WHEREAS, It was largely through Mr. Kimbrough's efforts and persistence that the Spring Hill Fish Hatchery finally became a reality and has been noted as one of the prettiest sights in the City of Mobile,

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the name of the Spring Hill Fish Hatchery be changed to the Hubert Kimbrough Fish Hatchery, and that Mr. Kimbrough be congratulated on his excellent work in the area of Conservation.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 34

H.J.R. 80—Kinsey

HOUSE JOINT RESOLUTION

DEMANDING THAT THE ALABAMA HISTORICAL COMMISSION HONOR COMMITMENTS MADE TO THE ALABAMA LEGISLATURE AT THE TIME OF TRANSFER, BY ACT, OF CERTAIN PARTS OF THE FORT MORGAN MILITARY RESERVATION FROM THE STATE DEPARTMENT OF CONSERVATION TO THE COMMISSION.

WHEREAS, Act No. 628, Regular Session, 1976, of the Alabama Legislature, provided for the transfer of certain parts of the historic Fort Morgan Military Reservation from the State Department of Conservation to the Alabama Historical Commission, including that area in which a boat launching ramp is located within the sea-wall boundaries, as defined, of the historic old fort itself; and

WHEREAS, at the time of transfer, the aforementioned boat ramp was in an unsightly, unsafe and unusable state of repair, a condition that has not yet been corrected; and

WHEREAS, representations by the proponents of said transfer were made to the Alabama Legislature, particularly to those members handling the necessary legislation in both the House and Senate, tantamount to what we consider a solemn

and irrevocable commitment to restore, repair and put in usable condition the boat launching ramp in question as a condition of enactment of transfer; and

WHEREAS, further, in the interest of promoting tourism in the State of Alabama, it is not only desirable, but mandatory that attractions of such historical significance as that of Fort Morgan be kept in restored condition, safe and usable for the literally hundreds of thousands of persons, from both within and without our state, who visit these sites annually; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this body most earnestly and strongly demands that the Alabama Historical Commission take immediate and positive action to comply with commitments to the Legislature to restore and repair forthwith the Fort Morgan boat launching ramp as well as to provide other and more adequate facilities for fishing, which could only serve to greatly increase the number of those seeking to enjoy the attractions of historic Fort Morgan.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Mr. Milo Howard, Director of the Department of Archives and History, to Mr. W. Warner Floyd, Executive Director of the Alabama Historical Commission and to each member of the Commission as notice of our demands of compliance.

Approved June 10, 1977.

Time: 4:30 P.M.

Act No. 35

H. 254—Waggoner, Moore (O), Smith (C)

AN ACT

Relating to counties having populations of not less than 36,500 nor more than 39,200, according to the 1970 or any subsequent federal decennial census; providing for the regulation and licensing of massage parlors in such counties, and providing misdemeanor penalty for violations of this act.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply only in counties having populations of not less than 36,500 nor more than 39,200 according to the 1970 or any subsequent federal decennial census.

Section 2. It shall be unlawful to operate a massage parlor or similar establishment in counties to which this act applies unless the owner or operator of such establishment first obtains a license to operate such an establishment from the county governing body as hereinafter provided.

Section 3. For the purposes of this act, a massage parlor or similar establishment shall mean a business establishment which offers for a fee or charge the service of human physical massage upon its customer.

Section 4. The county governing body is hereby authorized to issue business licenses for the operation of massage parlors as herein provided. The owner or operator of a massage parlor or similar establishment shall obtain a business license by making application therefor to the county governing body. The amount charged for such business license shall be \$200.00 per year. Said license shall be issued by the same office, in the same manner and for the same annual period as other licenses issued by the county. The proposed business location for the parlor or establishment shall be disclosed in the application and must be approved by the county governing body. An application for such a business license must also be approved by both the sheriff and the county health officer prior to its issuance by the county governing body.

Section 5. Any person denied a business license as herein provided shall have the same administrative and legal remedies available as other persons who are denied county business licenses in such counties.

Section 6. Any person who operates a massage parlor or similar establishment in violation of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished as prescribed by law. Each day's operation of such an establishment without a license shall constitute a separate offense.

Section 7. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 8. All laws or parts of laws which conflict with this act are hereby repealed.

Section 9. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 10, 1977.

Time: 4:30 P.M.

AN ACT

To amend Section 7 of Act No. 46, S. 154, Regular Session 1949 [Acts of Alabama 1949, p. 68; now appearing in the Code of Alabama 1940, Recompiled 1958, Title 22, Section 204(18)], which act authorizes the incorporation of public corporations for hospital purposes so as to further provide for the powers of such corporations.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 7 of Act No. 46, S. 154, Regular Session 1949 [Acts of Alabama 1949, p. 68; now appearing in the Code of Alabama 1940, Recompiled 1958, Title 22, Section 204 (24)] is hereby amended to read as follows:

"Section 7. The corporation shall have the following powers, together with all powers incidental thereto or necessary to the discharge thereof in corporate form: to have succession by its corporate name for the duration of time (which may be in perpetuity) specified in its certificate of incorporation, or until dissolved as hereinafter provided; to sue and be sued and to defend suits against it; to make use of a corporate seal and to alter the same at pleasure; to receive, acquire, take and hold, whether by purchase, gift, lease, devise or otherwise, real and personal estate of every description, and to manage and dispose of same by any form of legal conveyance or transfer; to acquire, construct, equip, enlarge, improve maintain, and operate a hospital, and to do all things necessary to that end; with the approval of the Board of Directors, to design, construct, purchase, or otherwise acquire hospitals, clinics, and other hospital facilities, and to lease or otherwise make available such facilities to such persons, firms, partnerships, associations or corporations and on such terms as they deem to be necessary and appropriate and consistent with the maintenance of public health services and facilities; to conduct nurses' training schools; to borrow money and to issue interest bearing securities in evidence of the borrowing; to mortgage, pledge, or otherwise convey its property and its revenues from any source; to appoint and employ such officers and agents, including attorneys, as the business of the corporation may require; to establish and collect and alter charges for services rendered and supplies furnished by it; to make rules and regulations for the treatment of charity patients and for the conduct of any hospital owned or operated by it and to alter such rules and regulations; to provide for such insurance as the corporation may deem advisable; to cooperate with the State Board of Health, to make such contracts with it as the Board of Directors of the corporation may deem advisable respecting the operation of any hospital, and to take such action not in violation of law as may be necessary in order to qualify the

corporation to receive funds appropriated by the United States and the State of Alabama; and to invest in the direct general obligation of the United States any funds of the corporation which its Board of Directors may determine are not presently needed for its corporate purposes."

Section 2. This act shall take effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 3:30 P.M.

Act No. 37

S. 36—Jones, Shelby, Perloff, St. John, King,
Little, Gilmore, Bank, Stewart,
Noonan, Adams, Waldrop, Edwards,
Goodwin, McDonald (A)

AN ACT

To amend further Act No. 999, H. 288, Regular Session 1969 (Acts 1969, p. 1855), now appearing in the Code of Alabama 1940, Recompiled 1958, Title 55, Section 475(48), which relates to the Alabama Peace Officers' Annuity and Benefit Fund, amending Sections 12 and 18, so as to increase the maximum death benefit payable from the Alabama Peace Officers' Annuity and Benefit Fund; and to regulate further the limitation on rights, annuities and benefits provided under such fund.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 12 and 18 of Act No. 999, H. 188, Regular Session 1969 (Acts 1969, p. 1855), now appearing in Code of Alabama 1940, Recompiled 1958, Title 55, Section 475 (48), are hereby amended to read as follows:

"Section 12. Death Benefits. Each member shall be issued a certificate by the board in which the board shall agree to pay to a beneficiary to be designated by such member, upon his death while an active member, and to be conditioned upon the satisfaction of all obligations of the member to the fund, a lump sum amount of \$2,500.00. If any member is killed in the line of duty, there shall be paid to his beneficiary or estate, all membership fees paid by such member into the fund. Such repayment of membership fees shall be in addition to the death benefit hereinabove provided. The board shall pay to the beneficiary of a member upon his death while an active member a refund pursuant to Section 14 hereof."

"Section 18. Limitation on Rights. All rights, annuities and benefits provided herein shall be subject to future change by the Legislature of the State, and subject to future changes

or revisions as herein provided, and no member or beneficiary herein provided for or hereafter existing shall be deemed to have any vested right in the fund or to any annuity or benefit provided herein; however, when the Board has once approved a member's application for a retirement annuity or benefit and such member has actually received such benefits pursuant to the board's determination for a period of two years, then such determination as to such member's years of qualified service shall be conclusive; and the Board shall not thereafter arrive at a different determination as to such member's qualified service prior to such original determination. Any member who has heretofore drawn longevity retirement benefits for at least two years and has had his benefits terminated by such a re-determination as above forbidden, immediately after this amendment becomes effective shall have his benefits reinstated and shall be entitled to be paid for all benefits which he failed to receive because of such termination in contravention of the provisions of this section. Nothing herein shall be construed to prevent the Board's adjusting the amount of the member's benefits when an actuarial evaluation of the Fund indicates that all payments, annuities and benefits should be so adjusted in order to keep the Fund on an actuarially sound basis and in actuarially solvent condition, as authorized and required by Section 13 of this Act."

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 10, 1977.

Time: 5:00 P.M.

Act No. 38

H. 48—McNees

AN ACT

Relating to Lamar County; providing for the levying and collecting of a one cent privilege tax in Lamar County, one-half of the revenue therefrom to be paid to the Lamar County Board of Education and one-half to be paid to the Lamar County Commission for road construction and maintenance; and repealing a one cent privilege tax.

WHEREAS, this act removes a one cent privilege license tax in Lamar County earmarked solely for the county board of education; and

WHEREAS, this act imposes a one cent privilege license tax with one-half of the revenue earmarked for the Lamar County Board of Education for purposes of education and the

other one-half earmarked to the Lamar County Commission for road construction and maintenance; and

WHEREAS, the net result of this act is neither an increase nor a decrease in taxes in Lamar County; now therefore,

Be It Enacted by the Legislature of Alabama:

Section 1. Meaning of terms used in this act. The following words, terms and phrases where used in this act shall have the following respective meanings, except where the context clearly indicates a different meaning: (a) "This state" means the State of Alabama; (b) "Lamar County" means Lamar County in this state; (c) "state sales tax statutes" means Act No. 100 adopted at the 1959 Second Special Session of the Legislature of Alabama, as amended; (d) "state sales tax" means the tax imposed by the state sales tax statutes; (e) "state use tax statutes" means Article 11 of Chapter 20 of Title 51 of the Code of Alabama 1940 as the said Article 11 has been amended; (f) "state use tax" means the tax imposed by the state use tax statutes; (g) "registered seller" means the person registered with the state department of revenue pursuant to Section 790 of Title 51 of said Code, as heretofore amended; (h) "month" means a calendar month; (i) "quarterly period" means the period of three months ending on the last day of each March, June, September, or December; (j) "fiscal year" means the period commencing on October 1 of each calendar year and ending on September 30 of the next succeeding calendar year.

In addition to the foregoing definitions, all words, terms and phrases that are defined in the state sales tax statutes or in the state use tax statutes shall, where used in this act, have the meaning respectively ascribed to them in the state sales tax statutes or in the state use tax statutes, as the case may be, except where the context herein clearly indicates a different meaning.

Section 2. Levy of tax. There is hereby levied in Lamar County, Alabama, a privilege license tax which shall parallel the levy by the State of Alabama of sales and use tax except that the rate of the tax hereby levied shall be one-fourth of the applicable state levy, except, however, the rate of tax levied upon machines as defined in Section 786(3)(c) of Title 51, Code of Alabama, as amended, and the rate of tax levied upon automotive vehicles as defined by Section 786(3)(d) of Title 51, Code of Alabama, as amended, and the rate of tax levied upon agricultural machinery or equipment as defined by Section 811(1) of Title 51, Code of Alabama, as amended, shall be one-half of one percent.

Section 3. Due dates and payment of, and reports respecting, the taxes herein levied. All taxes levied in this act shall be paid to and collected by the state department of revenue at the same time and along with the collection of the state sales tax and the state use tax. On or prior to the due dates of the taxes herein levied each person subject to said taxes shall file with the state department of revenue a report or return in such form as may be prescribed by the department, setting forth, with respect to all sales and business that are provided in Section 2 hereof to be used as a measurement of the tax levied in said Section 2, a correct statement of the gross proceeds of all such sales and the gross receipts of all such business and setting forth, with respect to the tax levied in Section 2 hereof, the total sales price of all property, the use, storage or other compensation of which became subject to the tax imposed by said Section 2 during the then preceding quarterly period; provided, however, that said reports shall include also such other items of information pertinent to the said taxes and the amount thereof as the state department of revenue may require. Any person subject to the taxes levied in Section 2 hereof may defer reporting sales until after their collection, and in the event he so defers reporting them, he shall thereafter include in each monthly report all credit collections made during the month preceding, and shall pay the taxes due thereon at the time of filing such report. All reports, or returns filed with the state department of revenue under this section shall be available for inspection by the Lamar County Commission, or its designated agent, at reasonable times during business hours.

Section 4. Collection, payment and report by registered sellers of tax levied in Section 1 hereof. Every registered seller regularly and continually making sales of tangible personal property for storage, use or other consumption in Lamar County (which storage, use or other consumption is not herein exempted from the tax imposed in Section 2 hereof) shall at the time of making such sales, if the storage or use or other consumption of such tangible personal property in Lamar County is not then taxable under this act, at the time such storage, use or other consumption becomes taxable hereunder, collect the tax imposed by Section 2 of this act from the purchaser, and shall give to the purchaser a receipt therefor in the manner and form prescribed by the state department of revenue. On the twentieth day of the month following the close of each quarterly period provided for in Section 3 hereof, each registered seller shall file with the state department of revenue a return for the preceding quarterly period in such form as may be prescribed by the department, showing the total sales price of the tangible personal property sold by such registered seller, the storage, use or other consumption of which became subject

to the tax imposed by Section 2 of this act during the then preceding quarterly period; and each return shall be accompanied by a remittance of the amount of the tax herein required to be collected by such registered seller during the period covered by the return provided, that any registered seller may defer collecting the tax with respect to credit sales until collection of the proceeds of such sales and may defer reporting credit sales until after their collection, but shall thereafter collect the said taxes along with collection of said credit sales and shall include in each quarterly report all credit collections made during the preceding quarterly period, and shall remit the taxes with respect thereto at the time of filing such report or return. Any person who has paid to a registered seller the tax with respect to the use, storage, or other consumption of tangible personal property in Lamar County need not file a report or make any further payment of said tax, but each person who purchases tangible personal property, the storage, use or other consumption of which is subject to the tax imposed by Section 2 of this act and who has not paid the tax due with respect thereto to a registered seller, shall report and pay the tax as required by Section 2 hereof.

Section 5. Tax to be passed on to purchaser, user or consumer. Each person engaging or continuing with Lamar County in a business subject to the taxes levied in Section 2 of this act shall add to the sales price or admission fee and collect from the purchaser or the person paying the admission fee the amount due by the taxpayer on account of said taxes levied in said Section 2; and every registered seller shall likewise add to the sales price and collect from the purchaser the amount of any tax which such registered seller is required by Section 4 hereof to collect. It shall be unlawful for any person subject to the tax levied in said Section 2 to fail or refuse to add to the sale price or admission fee and to collect from the purchaser or person paying the admission fee the amount herein required to be so added to the sale or admission price and collected from the purchaser, and it shall be likewise be unlawful for any person subject to said tax to refund or offer to refund all of any part of the amount so collected or to absorb or advertise directly or indirectly the absorption or refund of said tax or any portion thereof. It shall likewise be unlawful for any registered seller to fail or refuse to add to the sale price and to collect from the purchaser the amount of the tax imposed by Section 2 of this act or to refund or offer to refund or absorb, or to advertise directly or indirectly the absorption of, said tax or any portion thereof.

Section 6. Enforcement and collection of taxes herein levied. Taxes constitute a lien on property of persons from whom due. The taxes imposed by this act shall constitute a

debt due Lamar County and may be collected by civil suit, in addition to all other methods provided by law and in this act. The said taxes, together with interest and penalties with respect thereto, shall constitute and be secured by a lien upon the property of any person from whom said taxes are due or who is required to collect said taxes. All of the provisions of the revenue laws of this state which apply to the enforcement of liens for license taxes due this state shall apply fully to the collection of the taxes herein levied, and the state department of revenue, for the use and benefit of Lamar County shall collect such taxes and enforce this act and shall have and exercise for such collection and enforcement all rights and remedies that this state or the department has for collection of the state sales tax and the state use tax. The state department of revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this act, and to otherwise enforce the provisions of this act, including any litigation involving this act; and the department shall pay such special counsel fees as it deems necessary and proper from the proceeds of the taxes collected by it for Lamar County.

Section 7. Discounts allowed retailers and registered sellers. Each person subject to the license tax provided for in Section 2 hereof shall be allowed and may retain, out of the taxed levied by said Section 2 and payable by such retailer, a discount equal to five percent (5%) of the first \$100 of taxes levied, and two percent (2%) of taxes levied in excess of the first \$100 levied hereby.

Section 8. Disposition of revenue from taxes herein levied. The state department of revenue shall charge Lamar County for collecting the special county taxes levied such amount or percentage of the total collections as may be agreed upon by the commission of revenue, and the Lamar County Commission, but such charge shall not in any event exceed five percent of the total amount of special county taxes collected hereunder within the county. Such charge for collecting the special taxes for the county may be deducted each month from the special sales and special use taxes collected before certifying the amount of the proceeds thereof due Lamar County for that month. The commission of revenue shall pay into the state treasury all county taxes collected under this act, as such taxes are received by the department of revenue; and on or before the first day of each successive month (commencing with the month following the month in which the department makes the first collections hereunder), the commission shall certify to the state comptroller the amount of the taxes collected under the provisions of this act and paid by him into the state treasury for the benefit of Lamar County during the month immediately preceding the

making of such certificate. Provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of the county during each month, the commissioner may deduct from the taxes collected in said month the charges due the department for the collection of the taxes for the county. It shall be the duty of the comptroller to issue his warrant each month payable to the Lamar County Commission in an amount equal to the amount so certified by the commission of revenue as having been collected for the use of the county.

Upon receipt of the warrants from the comptroller, the Lamar County Commission shall immediately distribute one-half of such revenue to the custodian of the public school funds for the Lamar County Board of Education. The remaining one-half of the revenue derived from such tax shall be used by the county for road construction and maintenance, one-fourth thereof in each commissioner's district.

Section 9. Severability. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 10. Repealer. All laws or parts of laws which conflict with this act are hereby repealed; and the ordinance or resolution adopted August 16, 1976 by the Lamar County Commission providing for the levying and collecting of a privilege license tax pursuant to the provisions of Act No. 346 of the 1971 Legislature of Alabama, and under the authority of Act No. 34 of the First Extraordinary Session of the 1969 Legislature of Alabama, as amended by Act No. 688 of the Regular Session of the 1969 Legislature of Alabama, is hereby expressly repealed.

Section 11. Effective date. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 39

H. 154—Dial

AN ACT

Relating to Clay County; to provide for the salaries of the members of the county commission of said county.

Be It Enacted by the Legislature of Alabama:

Section 1. Beginning June 1, 1977, the members of the county commission of Clay County shall be entitled to an annual salary of \$7500. Such salaries shall be paid in equal monthly installments from the county treasury and shall be in lieu of all other salaries heretofore provided by law for said members.

Section 2. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 40

H. 155—Dial

AN ACT

To provide for the salary of the sheriff of Clay County.

Be It Enacted by the Legislature of Alabama:

Section 1. The annual salary of the sheriff of Clay County shall be in the amount of \$14,000 per year.

Section 2. All laws or parts of laws which conflict with this act are hereby repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 41

S. 31—Powell

AN ACT

To transfer certain monies previously appropriated to the use of the State Capitol Preservation Commission for restoration of the state capitol building to the use of the Alabama Historical Commission for the purpose of restoration of the interior and exterior of the state capitol building.

Be It Enacted by the Legislature of Alabama:

Section 1. That part of the appropriations heretofore made available for the State Capitol Preservation Commission for the restoration of certain state buildings under Act No. 1218, H. 342, Regular Session 1973 as amended by Act No. 1133, H. 1623, Regular Session 1975, which is unencumbered and unobligated on the effective date of this act shall be transferred by the state budget officer, comptroller and treasurer to the credit of the Alabama Historical Commission for the express purposes of the restoration, renovation, and refurnishing of the Alabama State Capitol building, both exterior and interior.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 42

H. 85—Cross

AN ACT

Relating to counties having populations of not less than 27,000 nor more than 27,900 according to the 1970 or any subsequent federal decennial census; to authorize the members of such county board of registrars to work an additional fifty days each year as deemed necessary and directed by the board of registrars, and to provide that compensation for such days be paid by the state and be the same compensation as such members are entitled for any day's attendance of said board.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to all counties having populations of not less than 27,000 nor more than 27,900 according to the 1970 or any subsequent federal decennial census.

Section 2. The members of county board of registrars are hereby authorized to work in addition to the number of days now prescribed by law, fifty days each year as deemed necessary and directed by the board of registrars. Compensation for such additional days shall be paid by the state and shall be the same compensation for each member as such member is entitled for any day's attendance of the board.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. This act shall become effective immediately

upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 43

S. 55—Owen

AN ACT

To amend Section 2 VI A (24) of Act No. 763, H. 387, 1976 Regular Session (Acts of 1976, p. 1047) entitled "An Act To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for other functions of government, and for the interest on the public debt and for the public schools", so as to make a change in one of the figures contained in the appropriation to the Alabama State Forestry Commission.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 VI A (24) of Act No. 763, H. 387, 1976 Regular Session (Acts of 1976, p. 1047) entitled "An Act To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for other functions of government, and for the interest on the public debt and for the public schools", is hereby amended to read as follows:

"(24) ALABAMA FORESTRY COMMISSION:

"For salaries, other expenses, equipment purchases and automotive equipment purchases..... 5,035,450.00

"For transfer to State Personnel Department 15,458.00

"For transfer to Telephone Revolving Fund 19,440.00

"TOTAL 5,070,348.00

"The funds hereinabove appropriated to the Forestry Commission shall be payable from the Forestry Commission Fund and the appropriations made to the said fund as provided in Item III A (20) in this Act. It is provided that in the event receipts into the Forestry Commission Fund from County appropriations exceed the sum of \$500,000.00 then such excess is hereby appropriated. It is further provided that in the event receipts into the Forestry Commission Fund from Federal Funds exceed the sum of \$1,052,000.00,

then such excess is hereby appropriated. In the event of an emergency, so determined by the Director of the Forestry Commission and the Governor, the Director of the Forestry Commission with the approval of the Governor is hereby authorized to meet such emergency by transferring to and from any item of expenditure herein appropriated for use by the Forestry Commission."

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time 5:00 P.M.

Act No. 44

S. 18—Stewart, Fine

AN ACT

To appropriate \$250,000 each year from the State General Fund; to authorize said Commission to employ certain technically qualified personnel and certain special investigators; to provide that the Attorney General shall assign certain members of his staff to represent the consumer in certain proceedings before said Commission.

Be It Enacted by the Legislature of Alabama:

Section 1. The Commission is hereby authorized and empowered to employ technically qualified personnel to serve as members of its staff and under its direction and supervision including but not limited to an accountant, a utility rates analyst, an economist and such other experts as the Commission may determine to be necessary in the proper discharge of the Commission's duties as prescribed by law.

Section 2. The Commission shall employ such stenographic and other clerical assistance, and special investigators, as it may require for the performance of its duties. Provided, however, that such assistants and investigators shall be employed subject to the provisions of the state merit system law.

Section 3. In addition to such staff assistants and investigators, the Attorney General shall assign an assistant attorney general and such staff attorneys as may be necessary to the handling of matters and proceedings before the Commission, who shall be under the direction of the Attorney General. Such assistant attorney general shall be assigned the duty and responsibility, when the Attorney General deems

it to be advisable in the public interest, of intervening in proceedings before the Commission on behalf of the using and consuming public, including utility users generally and agencies of the State, such appearances including, but not being limited to, rate applications, rate changes and curtailments of service. Such assistant attorney general shall also have the authority to institute and originate proceedings before the Commission in the name of the State, its agencies and citizens, in all matters within the jurisdiction of the Commission, and shall have authority to appear before such other State and federal agencies and courts as he deems advisable on behalf of the State and its agencies and citizens in all matters affecting public utility services. He shall have the assistance and cooperation of the Commission's staff, when available, and access to the Commission's books, records, studies and reports. In the performance of the duties set forth in this section the Attorney General shall have the right to employ additional attorneys, expert witnesses and office and clerical help and to incur expenses in connection therewith, and the compensation and expenses therefor shall be paid from the Consumer's Utility Rate Hearing Fund as provided for in Section 6 hereof. The Commission shall furnish the Attorney General with copies of all applications, petitions and pleadings filed with it by public utilities doing business in this State or by any other persons in matters affecting the duties under this section.

Section 4. It shall be the duty and responsibility of the Commission's staff to make economic and financial studies and surveys of the public utility services in the state and evaluations of future needs for such services and to compile financial and economic data, statistics and analysis on such services. Such information shall be kept on file for reference by the Commission.

Section 5. Each fiscal year including the fiscal year of the enactment of this act there is hereby appropriated from the state general fund the sum of \$250,000.00 which shall be immediately deposited into a Consumer's Utility Rate Hearing Fund in the state treasury, to be drawn upon by the chairman of the Public Service Commission, the Governor, and the Attorney General for purposes of hiring attorneys, Public Service Commission staff personnel and expert witnesses to present the case for the consumer in utility rate increase hearings and all appeals arising therefrom. At the end of each fiscal year any surplus remaining in the Consumer's Utility Rate Hearings Fund shall forthwith be transferred to the state general fund.

Section 6. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this act are hereby repealed.

Section 8. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 45

S. 102—Stewart, Little, Owen

AN ACT

To regulate further the deposit and investment of state funds; and for such purpose to amend further Sections 1 and 3 of Act No. 3, H. 64, 1967 Regular Session, [Acts of Alabama 1967, p. 336, now appearing in Code of Alabama, Recompiled 1958, Title 55, Section 393 (1-9)], as amended; to prescribe the manner of determining the amount of state funds to be deposited in state depositories and the type of deposits therein and the amount to be invested and to regulate the interest rate thereon.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 1 and 3 of Act No. 3, H. 64, 1967 Regular Session (Acts of Alabama 1967, Vol. 1, p. 336), as amended, are hereby further amended to read as follows:

“Section 1. The state treasurer may deposit the money of the state in any bank or trust company designated as a state depository according to law, so long as said bank or trust company agrees to pay interest on a portion of said money as provided herein. Where the amount to be deposited on time deposits exceed the amount which all banking institutions in the state are willing to accept on the terms specified in this section, the state treasurer may invest so much of said funds as he may deem appropriate in bonds, notes, or treasury bills of the United States, federal land bank bonds, federal home loan bank notes and bonds, federal national mortgage association notes and debentures, federal intermediate credit bank debentures, banks for cooperative debentures or any of its other agencies, or obligations guaranteed as to principal and interest by the United States maturing or becoming payable not more than one year from the date of purchase. Funds may also be invested in such obligations of the United States or its agencies under a repurchase agreement for a shorter time than the maturity date of the security itself.

“Section 3. The Commissioner of Revenue shall at least thirty (30) days prior to the effective date of contracts with

state depositaries covering time deposit, open accounts, determine the income payable into the state treasury on a monthly basis for the next succeeding three (3) calendar months of the interest period of such contracts. The director of finance shall at least thirty (30) days prior to the effective date of contracts with the state depositaries covering time deposit, open accounts determine the amount of funds estimated to be needed for all expenditures and payments out of the state treasury, computed on a monthly basis for the next succeeding three (3) calendar months of the interest period of such contracts. The commissioner of revenue and the director of the department of finance are authorized to require such information and reports from all state departments, boards, commissions and agencies as may be necessary to carry out their respective functions under this section. The director of finance shall transmit this information to the state treasurer who shall determine and compute the net minimum balance estimated to be available at any time during the period covered under such contracts for time deposit, open accounts, and shall report such determination and computation to the director of the department of finance. The state treasurer shall continuously study the cash flow of the state treasury including all receipts and disbursements therefrom and shall make projections of the amount of funds required to meet the daily demands or expenditures for the state government for the next succeeding three (3) calendar months and shall report such projected amount to the director of the department of finance. The state treasurer shall place such projected amount in demand deposit in banks designated as state depositaries. All funds in excess of this amount shall be deposited in banks designated as state depositaries in time deposit, open account, as authorized in Section 4 of this act, or shall invest all or any part thereof as authorized in Section 1 hereof. The amount as placed in time deposit, open account, shall be as great as operational obligations permit."

At any time the State Treasurer determines that certain cash receipts will be in the treasury of 30 days or less, the State Treasurer is hereby authorized to invest such sums in obligations of the United States Treasury Department, Investments with commercial banks in the state, or in repurchase agreements on United States Treasury obligations, whichever yields the highest interest income to the state.

Section 2. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. This act shall become effective immediately

upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 46

H. 75—Boles, Jolly, Moore (O), Trammell,
Armstrong, McNair

AN ACT

Relating to all counties having populations of 600,000 or more according to the 1970 or any subsequent federal decennial census; to prescribe the dates of the school calendar for the County Board of Education.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to the County Board of Education in all counties having populations of 600,000 or more according to the 1970 or any subsequent federal decennial census.

Section 2. The school calendar year of the County Board of Education in such counties shall be from August 29, 1977, through June 2, 1978.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 47

H. 51—Naramore

AN ACT

To amend Sections 1, 2 and 4 of Act No. 495, H. 830 of the 1951 Regular Session (Acts 1951, p. 880), which act relates to the Walker County "one-cent gasoline tax fund," and to amend Sections 1, 2 and 4 of Act No. 564, H. 965 of the 1953 Regular Session (Acts 1953, Vol. II, p. 803) which act relates to the Walker County "one-fourth of one cent gasoline fund," so as to allow the county governing body of Walker County the option of collecting such taxes, upon proper notification to those persons taxed and the Commissioner of Revenue and the State

Treasurer; to provide the county governing body certain powers and authority to implement the provisions of the act.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 1, 2 and 4 of Act No. 495, H. 830 of the 1951 Regular Session (Acts 1951, p. 880), are hereby amended so as to read as follows:

“Section 1. That in addition to all other taxes and licenses there is hereby levied and every distributor, refiner, retail dealer or storer of gasoline in Walker County, Alabama, as they are defined by Section 646 of Title 51 of the 1940 Code of Alabama, shall collect and pay over to the State Department of Revenue, or to the county governing body of Walker County, as the case may be, for the use of Walker County, Alabama, an excise tax of one cent per gallon upon the selling, distributing, storing, or withdrawing from storage in said county for any use gasoline as defined in said section; provided, however, that this excise tax shall not be levied nor paid on the sale of gasoline in interstate commerce nor to the Government of the United States nor its agencies nor direct to the State of Alabama, and provided further that where the said tax of one cent per gallon upon the sale, distribution, storage, or withdrawal from storage of such gasoline in said county shall have been paid by a distributor, refiner, or by retail dealer or storer, such payment shall be sufficient, the intention being that the said one cent additional tax shall be paid but once. And provided further that this excise tax shall not be levied nor paid on gasoline which is withdrawn from storage within said county for delivery only to a point or points without said county when the distributor or seller of such gasoline prepares and files with the State Department of Revenue or to the duly authorized person of Walker County governing body written statements sworn to and subscribed in such form as may be required by the State Department of Revenue or said county governing body showing the name and address of the person to whom said gasoline is or has been delivered by said distributor, and the volume and kind of said gasoline, and the dates of such withdrawals, and the point or points without the county to which said gasoline is delivered or to be delivered.

“Section 2. The said additional tax of one cent a gallon shall be collected by the State Department of Revenue in the same way and manner and at the same time that it collects gasoline taxes under Sections 646 to and including Section 665, of Title 51 of the 1940 Code of Alabama, as amended, and all remedies and powers provided by said Sections 646 to and including Section 665 shall apply to the enforcement of the collection of the additional tax levied by this act, and all the provisions of said Sections with reference to the filing of reports,

examination of books, and penalties shall apply to the additional levy made by this act.

"Section 4. (a) Nothing in this act, any law to the contrary notwithstanding, shall be construed to prohibit the Walker County governing body the option of collecting the tax levied in this act. Provided, however, that if the said governing body exercises its authority to collect such tax it shall provide sixty days' notice to the Commissioner of Revenue, the State Treasurer and those persons upon whom the tax is levied or anticipated to be levied. At the end of the said sixty-day period, the Commissioner of Revenue and the Secretary of State shall transfer all necessary records and the said funds, respectively, to the said county governing body and from that time forward shall be relieved and discharged of any responsibilities created by the provisions of this act. In the event such option is exercised, the county governing body shall have all reasonable powers and authority to implement the provisions of this act, including appointing any duly qualified person the responsibility of supervising the collection of the taxes; the Walker County governing body is further empowered to issue any reasonable rules and regulations necessary to carry out the provisions hereof.

"(b) All money received by Walker County under the provisions of this act shall be placed by the Treasurer of said county in a separate fund or account to be designated "One-cent gasoline tax fund." It shall be used exclusively for the construction, maintenance, and supervision of black top, hard-surfaced roads and the construction, maintenance and supervision of permanent type bridges, and may be used to match state or federal funds or grants and state and federal funds or grants for the construction of public roads and bridges. It shall not be applied to nor pledged for any other purpose and no money can be borrowed against it."

Section 2. Sections 1, 2, and 4 of Act No. 564, H. 965 of the 1953 Regular Session (Acts 1953, Vol. II, p. 803) are hereby amended so as to read as follows:

"Section 1. In addition to all other taxes and licenses there is hereby levied and every distributor, refiner, retail dealer or storer of gasoline in Walker County, Alabama, as they are defined by Section 646 of Title 51 of the 1940 Code of Alabama, shall collect and pay over to the State Department of Revenue, or to the county governing body of Walker County, as the case may be, for the use of Walker County, Alabama, an excise tax of one-fourth of one cent per gallon upon the selling, distributing, storing, or withdrawing from storage in said county for any use gasoline as defined in said section; provided, however, that this excise tax shall not be levied nor paid on the sale of gasoline in interstate commerce nor to the Government

of the United States nor its agencies nor direct to the State of Alabama, and provided further that where the said tax of one-fourth of one cent per gallon upon the sale, distribution, storage, or withdrawal from storage of such gasoline in said county shall have been paid by a distributor, refiner, or by retail dealer or storer, such payment shall be sufficient, the intention being that the said one-fourth of one cent additional tax shall be paid but once. And provided further that this excise tax shall not be levied nor paid on gasoline which is withdrawn from storage within said county for delivery only to a point or points without said county when the distributor or seller of such gasoline prepares and files with the State Department of Revenue or to the duly authorized person of Walker County governing body written statements sworn to and subscribed in such form as may be required by the State Department of Revenue or said county governing body showing the name and address of the person to whom said gasoline is or has been delivered by said distributor, and the volume and kind of said gasoline, and the dates of such withdrawals, and the point or points without the county to which said gasoline is delivered or to be delivered. And it is provided further that the excise tax herein levied shall not be collected nor paid on gasoline subject to any gasoline tax of one-fourth of one cent or more per gallon levied by any municipality in the County.

"Section 2. The additional tax of one-fourth of one cent a gallon shall be collected by the State Department of Revenue in the same way and manner and at the same time that it collects gasoline taxes under Sections 646 to and including Section 665, of Title 51 of the 1940 Code of Alabama, as amended, and all remedies and powers provided by said Sections 646 to and including Section 665 shall apply to the enforcement of the collection of the additional tax levied by this act, and all the provisions of said Sections with reference to the filing of reports, examination of books, and penalties shall apply to the additional levy made by this act.

"Section 4. (a) Nothing in this act, any law to the contrary notwithstanding, shall be construed to prohibit the Walker County governing body the option of collecting the tax levied in this act. Provided, however, that if the said governing body exercises its authority to collect such tax it shall provide sixty days' notice to the Commissioner of Revenue, the State Treasurer and those persons upon whom the tax is levied or anticipated to be levied. At the end of the said sixty-day period, the Commissioner of Revenue and the Secretary of State shall transfer all necessary records and the said funds, respectively, to the said county governing body and from that time forward shall be relieved and discharged of any responsibilities created by the

provisions of this act. In the event such option is exercised, the county governing body shall have all reasonable powers and authority to implement the provisions of this act, including appointing any duly qualified person the responsibility of supervising the collection of the taxes; the Walker County governing body is further empowered to issue any reasonable rules and regulations necessary to carry out the provisions hereof.

“(b) All money received by Walker County under the provisions of this act shall be placed by the Treasurer of said county in a separate fund or account to be designated “one-fourth of one cent gasoline tax fund.” It shall be used exclusively for the construction, maintenance, and supervision of black top, hard-surfaced roads and the construction, maintenance and supervision of permanent type bridges, and may be used to match state or federal funds or grants and state and federal funds or grants for the construction of public roads and bridges. It shall not be applied to nor pledged for any other purpose and no money can be borrowed against it.”

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 48

H. 52—Naramore

AN ACT

Relating to Walker County; to authorize the county commission to impose an additional excise tax on persons, corporations, co-partnerships, companies, agencies and associations engaged in the business of selling, distributing, storing or withdrawing from storage for any purpose whatever diesel fuel, or devices or substitutes therefor in said county; to provide for the collection and payment of such tax and to provide for the use of the funds derived therefrom; to authorize the Walker County Commission to collect such tax and to make reasonable rules and regulations for the collection of such tax; to provide for the enforcement of this act; and to fix a penalty for the violation of any provisions of this act and for the violation of any of the rules and regulations prescribed by the Walker County Commission for the collection of said tax.

Be It Enacted by the Legislature of Alabama:

Section 1. As used in this act, the term "diesel fuel" means those products of petroleum that are commonly used in internal combustion engines and are there ignited by pressure and not by electric spark and that are of the types commonly referred to and known commercially as diesel fuel No. 1 and diesel fuel No. 2., or any devices or substitutes therefor, when sold, distributed, stored or withdrawn from storage in Walker County for use in the operation of any motor vehicle upon the highways of this state.

The term "person" means and includes every person, corporation, co-partnership, company, agency or association, singular or plural.

The term "distributor" includes any person who engages in the selling of diesel fuel in Walker County by wholesale, in domestic trade, but does not apply to any transaction by such distributor in interstate commerce.

The term "retail dealer" includes any person herein defined as a distributor who is also engaged in the sale of diesel fuel at any place in Walker County in broken quantities.

The term "storer" as used herein includes any person who ships diesel fuel into Walker County in tank quantities and stores the same and withdraws or uses same for any purpose.

Section 2. The Walker County Commission is hereby authorized, in addition to all other taxes imposed by law, to impose an excise tax of two cent per gallon on persons, corporations, co-partnerships, companies, agencies or associations engaged in Walker County in the business of selling, distributing, storing or withdrawing from storage for any purpose whatever, diesel fuel or devices or substitutes therefor, used for any purpose whatsoever, such county, and to require every distributor, retail dealer or storer of diesel fuel or any substitute therefor in such county to pay an excise tax of two cents per gallon upon the selling, distributing or withdrawing from storage in such county for any use of diesel fuel. Provided however, the excise tax levied pursuant to this act shall not be levied upon the sale of diesel fuel in interstate commerce; and provided further, that if the excise tax imposed under this act upon the sale of such diesel fuel shall have been paid by a distributor or a retail dealer or storer, such payment shall be sufficient, the intention being that the tax shall be paid but once. The excise tax imposed under this act shall apply to persons, firms, corporations, dealers or distributors storing diesel fuel and distributing same or allowing the same to be withdrawn from storage in Walker County, whether such withdrawal be for sale or other use, provided, that sellers of diesel fuel and its substitutes paying the tax levied pursuant to this act may pay the same computed

and paid on the basis of their sales and storers and distributors shall compute and pay such tax on the basis of their withdrawals or distributions. The tax levied under this act shall be in addition to any and all excise or other taxes whatsoever imposed on diesel fuel or any device or substitute therefor, or on the business in Walker County of selling, distributing, storing or withdrawing from storage for any purpose diesel fuel; however, no tax levied under this act shall apply to any diesel fuel when used in essential governmental functions by the State of Alabama or any agency thereof or county governing agencies, municipalities and boards of education.

Section 3. On or before the twentieth day of each month after a tax levied under this act has become effective, every person upon whom the excise tax is levied shall render to the Walker County Commission on forms prescribed by such governing body a true and correct statement of all sales and withdrawals of diesel made in Walker County by him or them during the next preceding month, liable for payment of the tax imposed under this act, and shall furnish to said governing body such additional information as such governing body may require upon blanks to be formulated and furnished by the governing body, and at the time of making such report shall pay to the governing body an amount of money equal to the excise tax levied under this act. The statement herein required to be made by the distributor, storer or retail dealer shall be sworn to before some officer authorized to administer oaths and any false statement sworn to shall constitute perjury and upon conviction thereof the person so convicted shall be punished as provided by law for the crime of perjury.

Section 4. All distributors, storers and retail dealers of diesel fuel in Walker County shall keep for not less than two years at some certain place or office in Walker County such books, documents or papers as will clearly show the amount of the sale or withdrawal of diesel fuel made in that county and taxed under this act.

Section 5. Within 30 days after the tax levied under this act shall have become effective, every distributor, storer or retail dealer engaged in Walker County in the sale, storage or withdrawal of diesel fuel shall make a report to the governing body of Walker County. This report shall show the place and post office address at which he is engaged in the business of distributor or storer or retail dealer in diesel fuel, within said county, which information shall be entered by the governing body of the county on a book kept for that purpose, and should such distributor, storer or retail dealer move his place of business from one business address to another such distributor, storer or retail dealer shall within 30 days thereafter notify the govern-

ing body of the county of such removal, giving the former place and post office address and also the place and post office address to which his place of business has been removed. After the tax imposed under this act has become effective, no person shall become a distributor, storer or seller of diesel fuel in Walker County until he shall have made such report to the governing body of that county.

Section 6. If any distributor, storer or retail dealer of diesel fuel in Walker County shall fail to make the reports or any of them as required in any provisions of this act or shall fail to comply with any regulation adopted for the collection of said tax by the Walker County Commission within the time required for making such reports, or shall fail to pay the tax imposed within the time fixed for the payment thereof, said distributor, storer or retail dealer shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$50.00 nor more than \$300.00 for each offense.

Section 7. It shall be the duty of the Walker County Commission to collect any tax levied under this act and to enforce this act, and such governing body shall have the right itself or its members or its agents, to examine the books, reports and accounts of every distributor, storer or retail dealer of diesel fuel on which such tax has been imposed and to make any and all rules and regulations necessary and proper for the collection of such tax.

Section 8. If any distributor, storer or retail dealer in diesel fuel shall fail to make monthly reports or shall fail to pay the tax imposed under this act, the tax shall be deemed delinquent within the meaning of this act and there shall be added to the amount of his tax a penalty of 25%, provided if in the opinion of the Walker County Commission a good and sufficient cause or reason is shown for such delinquency, the penalty may be remitted. The said governing body shall be authorized and empowered to make returns of delinquent taxpayers upon such information as it may reasonably obtain and add to that the penalty as prescribed by this act. If any person shall be delinquent in the payment of any tax imposed under this act, the governing body of the county shall issue execution for the collection of the same, directed to any sheriff of the State of Alabama, who shall proceed to collect the same in the manner now provided by law for the collection of delinquent taxes by the county tax collector and make return of such execution to the Walker County Commission. The tax levied hereunder and the penalties herein provided for shall be held as a debt payable to Walker County by the person against whom the same shall have been imposed or against whom the penalties shall have accrued, and all such taxes and penalties shall be a lien upon the property in

Walker County and elsewhere in this state of the person against whom said tax shall have been imposed and the penalties shall have accrued.

Section 9. The acceptance of an amount paid for the excise tax imposed under this act shall not preclude the collection of the amount actually due. However, the amount actually paid shall not constitute a credit against the amount actually due.

Section 10. Any distributor, storer or dealer who violates any provisions of this act or fails to comply with any reasonable rule or regulation promulgated hereunder, may be restrained from distributing, selling, storing or withdrawing from storage any diesel fuel, the sale or withdrawal of which is taxable under this act, until such persons shall have complied with the provisions of this act; and proper prosecution therefor may be instituted in the name of Walker County by the attorney general of the State of Alabama, or by such counsel as the governing body of the county shall direct.

Section 11. Each agent of any railroad company, bus or truck operator or other transportation company or agency operating in Walker County shall report to the governing body of the county on the first day of January, April, July and October of each year all shipments of diesel fuel or substitutes therefor, handled by him or through the station or office at which he is the agent, and delivered to any person in Walker County, during the preceding three months, giving the names and addresses of the consignor or consignee shipping and receiving said diesel fuel, or substitute therefor, and the number of gallons or pounds contained in each and every shipment.

Section 12. The proceeds of any tax imposed under this act shall be paid into the general fund in the Walker County treasury and in the discretion of the county commission may be used for general governmental purposes, or for the construction, maintenance and repair of roads and bridges in Walker County, or for any other county purposes.

Section 13. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 14. All laws or parts of laws which conflict with this act are hereby repealed.

Section 15. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 49

H. 78—Callahan

AN ACT

To amend the Title and Section 1 of Act No. 75, S. 19, Fourth Special Session 1975 (Acts 1975, p. 2697) relating to counties having a population of not less than 300,000 nor more than 600,000 inhabitants according to the 1970 or any subsequent federal decennial census so as to provide further for the use of voting machines with printout results.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Title of Act No. 75, S. 19, Fourth Special Session 1975 (Acts 1975, p. 2697) is amended to read as follows: "Relating to all counties having a population of not less than 300,000 nor more than 600,000 inhabitants according to the 1970 or any subsequent federal decennial census; to authorize the governing body and election officials of those counties and each municipality situated therein which use voting machines, which produce printouts that contain all required data regarding registering or recording and computing the vote at all elections, to use such printout sheets and to make any required certificates or statements thereon pursuant to the provisions of Code of Alabama 1940, Title 17, Chapter 1, Article 7."

Section 2. That Section 1 of Act No. 75, S. 19, Fourth Special Session 1975 (Acts 1975, p. 2697) is hereby amended to read as follows:

"Section 1. In those counties having a population of not less than 300,000 nor more than 600,000 inhabitants according to the 1970 or any subsequent federal decennial census that use voting machines which produce or printout on sheets of paper all the data or information regarding registering or recording and computing the vote at all elections which are required by the provisions of the Code of Alabama 1940, Title 17, Chapter 1, Article 7, the governing body and election officials of such counties and the governing body and election officials of each municipality situated therein are hereby authorized to use such printout sheets and to make any certificates or statements thereon as are required by said Title 17, Chapter 1, Article 7 and such printout sheets and the certificates and statements made thereon when signed by the proper officials shall satisfy the requirements of said Title 17, Chapter 1, Article 7."

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 50

H. 91—Smith (M), Ward, Morris

AN ACT

Relating to all counties having a population of not less than 35,000 nor more than 38,000 inhabitants according to the 1970 or any subsequent federal decennial census; to provide additional compensation for the members of the county commission.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to all counties having a population of not less than 35,000 nor more than 38,000 inhabitants according to the 1970 or any subsequent federal decennial census.

Section 2. In addition to any and all other compensation and salary provided for by law, the members of the county commission of counties to which this act applies shall be entitled to the receive an additional compensation of \$100 per month paid out of the county general fund.

Section 3. The provisions of this act shall become effective on the first day of the month next following the date upon which this act becomes law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 51

H. 166—Lee, Johnson

AN ACT

To authorize and permit grocery stores to remain open on Sunday in each county in the state having a population of not less than 115,000 nor more than 150,000 according to the 1970 or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. This act shall apply to all counties having a population of not less than 115,000 nor more than 150,000, according to the 1970 or any subsequent federal decennial census.

Section 2. It is the finding and policy of the Legislature that the maintenance of the public health is of vital importance to the general welfare of the state and its people and this is particularly true where there are large concentrations of population; that for the protection of the public health and general welfare it is deemed essential that one day be set aside each week as a day of rest and relaxation in counties to which

this act applies and this can best be accomplished and the enforcement thereof can best be policed by setting aside Sunday which is generally recognized and observed as a day of rest; and, that Section 420, Title 14, Code of Alabama, 1940, as amended, has made unlawful the general performance of labor and other activities on Sunday and has provided penalties for the violation thereof subject to certain enumerated exceptions which are deemed by the Legislature to be reasonable and necessary. The Legislature further finds and declares that in order to enjoy such a day of rest and relaxation that the public should be given the right as an additional exception to said Section 420 to purchase on Sunday merchandise usually and normally sold in grocery stores. The Legislature further finds that there is a public necessity for the purchase on Sunday of merchandise usually and normally sold in grocery stores and that this necessity must be met.

Section 3. Notwithstanding Title 14, Section 420, Code of Alabama 1940, as amended, or any other general, special or local law of this state, it shall be lawful for any grocery store to remain open on Sunday.

Section 4. Said grocery stores shall be permitted to sell all items usually sold in grocery stores, including but not limited to foodstuffs, paper products, housekeeping and house cleaning products, health aids, and tobacco products. However, said groceries shall not be permitted to sell beer, wine or any other alcoholic beverage on Sunday.

Section 5. All laws or parts of laws which conflict with this act are hereby repealed.

Section 6. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 52

H. 167—Edwards, Plaster

AN ACT

To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Lowndes County; and to provide for the taxing and collection of law library fees

as items of court costs in cases docketed in certain courts within the county.

Be It Enacted by the Legislature of Alabama:

Section 1. In each civil and criminal case hereafter filed in any municipal, circuit or district court in Lowndes County, there shall be taxed as costs the sum of one dollar (\$1.00). The costs taxed under this act shall be collected as other costs in such cases are collected, and when collected by the clerks or other collecting officers of such courts (including the register of the circuit court) shall be by them paid over to the treasurer or depository of Lowndes County for deposit in the county treasury. The sums so paid over to the county treasury or depository shall be maintained in a separate fund in the county treasury, designated as the Lowndes County law library fund, and shall be expended by the district court judge presiding over Lowndes County for establishing, maintaining, equipping, and operating a law library at Hayneville. The presiding district court judge shall draw warrants on the county treasury in making expenditures for the purposes contemplated in this Act, and shall indicate on the warrants the fund against which the warrants are drawn. The said items of cost above referred to shall be designated as law library fee, and when any part of the costs in a case have been paid, the amount necessary for the payment of said fee shall be applied thereto before applying any of the amount paid as costs to any other item of costs. On or before the tenth day of each month, the clerks or other collecting officers of the respective courts (including the register of the circuit court) shall pay over to the county treasurer or depository all amounts collected as law library fees previously to the first day of the month. The management of the law library is vested in the presiding district court judge of Lowndes County. All books or other property purchased with the funds produced by this act shall be the property of Lowndes County.

Section 2. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this act are repealed.

Section 4. This act shall become effective immediately upon its adoption by the legislature and approval by the Governor, or its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 53

H. 174—Smith (M)

AN ACT

Relating to any county having a population of not less than 17,000 nor more than 20,000 inhabitants according to the 1970 or any subsequent federal decennial census; authorizing the county governing body to hire an additional deputy sheriff and to set the salary and expense allowance for such deputy; and making the provisions of this act effective October 1, 1977.

Be It Enacted by the Legislature of Alabama:

Section 1. The county governing body in any county having a population of not less than 17,000 nor more than 20,000 inhabitants, according to the 1970 or any subsequent federal decennial census, is authorized to hire an additional deputy sheriff whose primary responsibility and jurisdiction shall be the southern section of the county.

Section 2. Such county governing body shall set and pay the salary and any expense allowance, if any it deems necessary, for the deputy sheriff from any unencumbered county funds.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are hereby repealed.

Section 5. The provisions of this act shall become effective October 1, 1977.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 54

H. 184—Kelley, Mitchem

AN ACT

Relating to Marshall County; further regulating the compensation of the chairman and members of the county governing body payable out of the general fund of the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The following salaries shall be payable in equal monthly installments from the general fund of the county and shall be paid in lieu of any salaries, expense allowances, or other compensation heretofore prescribed by law for such officers: The chairman of the county governing body shall receive fifteen

thousand dollars (\$15,000) per annum; and each associate member shall receive thirteen thousand eight hundred dollars (\$13,800) per annum.

Section 2. Nothing in this act shall be construed to prohibit the chairman or any associate member of the county governing body from being reimbursed for actual expenses for travel outside the county on official and necessary county business.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are hereby repealed.

Section 5. The provisions of this act shall become effective upon the expiration of the terms of office of the incumbents.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 55

H. 185—Holly, Farmer

AN ACT

Relating to counties having populations of not less than 34,100 nor more than 34,900 inhabitants according to the 1970 or any subsequent federal decennial census; providing further for the per diem compensation and the method of payment of the members of the county boards of equalization in such counties, and providing retroactive effect.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply only in counties having populations of not less than 34,100 nor more than 34,900 inhabitants according to the 1970 or any subsequent federal decennial census.

Section 2. Each member of the board of equalization of any county to which this act applies shall hereafter be paid, in lieu of all other compensation heretofore payable under existing laws, a total of thirty dollars (\$30).

Section 3. The compensation of the members of the boards of equalization shall be paid one-half by the state and one-half by the various funds of the county prorated on the basis of the moneys received by each fund of the county to the total amount received by all funds of the county, the provisions of Title 51, Section 95, Code of Alabama 1940 (Recompiled 1958) to the contrary notwithstanding.

Section 4. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this act are hereby repealed.

Section 6. The provisions of this act shall have retroactive effect to May 9, 1977.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 56

H. 188—Owens

AN ACT

To fix the compensation of the jury commission in all counties having populations of not less than 13,500 nor more than 14,250, according to the 1970 or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. This act shall apply in all counties having populations of not less than 13,500 nor more than 14,250, according to the 1970 or any subsequent federal decennial census.

Section 2. Each member of the jury commission in any county in which this act applies shall be paid the sum of twenty dollars per day for the time actually engaged in the discharge of his duties as a member, to be paid out of the county treasury upon the warrant drawn by the probate judge of the county. Such warrants shall be issued by the probate judge upon evidence satisfactory to him that such service has been rendered. Such compensation shall be the total compensation paid such members for the performance of their duties.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law; and shall expire on September 30, 1977.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 57

H. 196—Merrill, Shelton, Holmes (D), Quarles

AN ACT

Relating to petitions for an election or referendum in Calhoun

County; requiring that any petition for the call of an election in said county shall bear the personal signature, home address and precinct or place of voting of each petitioner, who must be a registered elector of said county; requiring the probate judge to determine if petition meets legal requirements and to call an election or referendum upon such determination; and making it a misdemeanor to sign the name of another to a petition or to sign a petition if not a registered voter in said county and fixing punishment upon conviction.

Be It Enacted by the Legislature of Alabama:

SECTION 1. This Act shall apply only in Calhoun County.

SECTION 2. Any petition of voters for the call of an election or referendum shall bear the personal signature, home address and precinct or place of voting of each petitioner, who must be a registered elector of said county.

SECTION 3. It shall be the duty of the probate judge of said county to determine if the petition meets the legal requirements for the call of such election or referendum.

SECTION 4. Upon determination by said probate judge that said petition meets all legal requirements, it shall then be the duty of the probate judge, within the time prescribed by law, to call an election or referendum for said county to determine the sentiment of the people in accordance with the requirements of the applicable statutes or laws.

SECTION 5. It shall be unlawful for anyone to sign the name of another to a petition for the calling of said election or referendum, or for any person not a registered voter in said county to sign said petition, and any person who violates this section shall be guilty of a misdemeanor, and upon conviction, shall be fined not less than \$100 nor more than \$1,000.

SECTION 6. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

SECTION 7. This act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 58

H. 201—McCulley, Glass, McMillan, Kennedy

AN ACT

Relating to all counties having populations of not less than 300,000

nor more than 600,000 according to the 1970 or any subsequent federal decennial census; to provide for an additional expense allowance for the members of the county board of school commissioners.

Be It Enacted by the Legislature of Alabama:

Section 1. In all counties having populations of not less than 300,000 nor more than 600,000 according to the 1970 or any subsequent federal decennial census, the members of the county board of school commissioners shall be entitled to an additional expense allowance of \$300 per month and an additional \$50 per meeting of the board. Such expense allowances shall be paid from the same funds as their other compensation is paid and shall be in addition to any and all other salary, compensation and expense allowances provided by law.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 59

H. 202—McCulley

AN ACT

To alter, rearrange and extend the boundary lines and corporate limits of the municipality of Citronelle in Mobile County, subject to approval by referendum of those affected.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the municipalities of Citronelle in Mobile County are hereby altered, rearranged and extended so as to include within the corporate limits of said municipality, in addition to the lands now included, all of the following territory, to-wit:

PROPERTY TO BE ANNEXED TO THE CITY OF CITRONELLE, ALABAMA

The East One Half (E $\frac{1}{2}$) of Section 6, All of Section 7.

All in Township 1 North, Range 2 West.

The Southwest One Quarter (SW $\frac{1}{4}$) of Section 18, All of Section 19, The Southeast One Quarter (SE $\frac{1}{4}$) of Section 20, The North One Half (N $\frac{1}{2}$) of the Northwest One Quarter (NW $\frac{1}{4}$) of Section 28, The North One Half (N $\frac{1}{2}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 28, The Southeast

One Quarter (SE $\frac{1}{4}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 28, The West One Half (W $\frac{1}{2}$) of Section 29, The West One Half (W $\frac{1}{2}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 29, The Northeast One Quarter (NE $\frac{1}{4}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 29, The West One Half (W $\frac{1}{2}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 29, All of Section 30, All of Section 32. All in Township 2 North, Range 2 West.

The Southwest One Quarter (SW $\frac{1}{4}$) of the Northwest One Quarter (NW $\frac{1}{4}$) of Section 1, The West One Half (W $\frac{1}{2}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 1, The Southeast One Quarter (SE $\frac{1}{4}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 2, The East One Half (E $\frac{1}{2}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 2, The Northwest One Quarter (NW $\frac{1}{4}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 3, The Southeast One Quarter (SE $\frac{1}{4}$) of Section 3, The Northwest One Quarter (NW $\frac{1}{4}$) of Section 3, The East One Half (E $\frac{1}{2}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 3, The North One Half (N $\frac{1}{2}$) of Section 4, The Northwest One Quarter (NW $\frac{1}{4}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 4, The South One Half (S $\frac{1}{2}$) of Section 5, The East One Half (E $\frac{1}{2}$) of The West One Half (W $\frac{1}{2}$) of Section 7, The West One Half (W $\frac{1}{2}$) of The East One Half (E $\frac{1}{2}$) of Section 7, The Northeast One Quarter (NE $\frac{1}{4}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 7, The Northwest One Quarter (NW $\frac{1}{4}$) of Section 8, The North One Half (N $\frac{1}{2}$) of Section 9, The East One Half (E $\frac{1}{2}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 11, The Southeast One Quarter (SE $\frac{1}{4}$) of Section 11, All of Section 12. All in Township 1 North, Range 3 West.

All of Section 13, The North One Half (N $\frac{1}{2}$) of Section 14, The North One Half (N $\frac{1}{2}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 14, The Southwest One Quarter (SW $\frac{1}{4}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 14, The North One Half (N $\frac{1}{2}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 14, All of Section 15, The Northeast One Quarter (NE $\frac{1}{4}$) of Section 22, The Northeast One Quarter (NE $\frac{1}{4}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 23, The South One Half (S $\frac{1}{2}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 23, The Southeast One Quarter (SE $\frac{1}{4}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 23, All of Section 24, The North One Half (N $\frac{1}{2}$) of Section 25, The North One Half (N $\frac{1}{2}$) of Section 26, The West One Half (W $\frac{1}{2}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 26, The Southeast One Quarter (SE $\frac{1}{4}$) of The Southwest One Quarter (SW $\frac{1}{4}$) of Section 26, The Northeast One Quarter (NE $\frac{1}{4}$) of Section 34, The South One Half (S $\frac{1}{2}$) of Section 34, The Northwest

One Quarter (NW $\frac{1}{4}$) of Section 35, The West One Half (W $\frac{1}{2}$) of The Northeast One Quarter (NE $\frac{1}{4}$) of Section 35, The North One Half (N $\frac{1}{2}$) of The Northwest One Quarter (NW $\frac{1}{4}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 35, The Southeast One Quarter (SE $\frac{1}{4}$) of The Northwest One Quarter (NW $\frac{1}{4}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 35, The Southwest One Quarter (SW $\frac{1}{4}$) of The Southeast One Quarter (SE $\frac{1}{4}$) of Section 35. All in Township 2 North, Range 3 West.

Section 2. This act shall be inoperative and void unless it shall have been approved by a majority of the qualified electors of Mobile County who live in the area to be annexed voting thereon at a referendum held for such purpose. The election shall be held and conducted as nearly as may be in the same manner as elections on constitutional amendments, and shall be called and held by the City of Citronelle not later than on the same day as the next general election of the municipal, county or state officers next following final passage of this act. The city clerk shall give notice, which notice shall be published once a week for three successive weeks before the day of the election. On ballots to be used at the election, the proposition to be voted on shall be stated substantially as follows:

“Do you favor the local law pertaining to the annexation of certain property to the City of Citronelle? Yes () No ().” If a majority of the votes cast at the election are affirmative votes, this act shall be in full force and effect immediately thereafter. If a majority of votes cast are in the negative, this act shall have no further effect. The votes shall be certified as provided by law, and all costs incurred with the said referendum shall be borne by the City of Citronelle.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are hereby repealed.

Section 5. The provisions of this act calling for an election shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law, and all other provisions shall become effective as otherwise herein stated.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 60

H. 209—Folmar

AN ACT

To authorize establishment of branch banks in certain municipalities in Pike County.

Be It Enacted by the Legislature of Alabama:

Section 1. Any bank, either incorporated or unincorporated, whose principal place of business is located in Pike County shall have the power to establish, to maintain, and to operate within the limits or boundaries of Goshen, Alabama, one or more branches or branch banks, branch offices, branch agencies, additional offices, or branch places of business for the receipt of deposits, payment of checks, lending of money and the conduct of a general banking business, provided that such bank, before establishment of any such branch or branches, shall first secure the written consent of the State Superintendent of Banks or the Comptroller of the Currency, as the case may require.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 61

H. 210—Waggoner, Moore (O)

AN ACT

Relating to any county having a population of not less than 36,500 nor more than 39,200 inhabitants according to the 1970 or any subsequent federal decennial census; further regulating the discharging of firearms within one hundred yards of any inhabited dwelling in such counties; and prescribing penalties for the violations of the provisions of this act.

Be It Enacted by the Legislature of Alabama:

Section 1. In any county having a population of not less than 36,500 nor more than 39,200 inhabitants, according to the 1970 or any subsequent federal decennial census, it shall be unlawful to discharge any firearm within one hundred yards of any inhabited dwelling, except on one's own property.

Section 2. Any person who violates the provisions of this

act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) for each offense.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are hereby repealed.

Section 5. The provisions of this act shall become effective sixty (60) days after its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 62

H. 213—Waggoner

AN ACT

Relating to Shelby County, Alabama; to provide for the creation, maintenance and regulation of districts for fighting or preventing fires, districts for emergency medical services and to prescribe conditions and regulations relative to the creation of such districts; to prescribe the organization, rights and powers of such districts; to prescribe limitations on such rights and powers and to repeal all conflicting statutes.

Be It Enacted by the Legislature of Alabama:

Section 1. This act shall apply to Shelby County, Alabama, and to no other county.

Section 2. Definitions. The following words and terms as used in this act shall have the meanings ascribed to them in this Section 2, unless a contrary meaning is apparent from the context; "the Act" shall mean this Act; "the County" shall mean Shelby County, Alabama; "district for fighting fires" shall mean a district created under the Act for establishing and maintaining a system for fighting or preventing fires; "district for emergency medical services" shall mean a district created under the Act for establishing and maintaining a system for the operation of emergency medical services, including rescue and ambulance service; "district for fire fighting and emergency medical services" shall mean a district created under the Act for establishing and maintaining a system for fighting and preventing fires and a system for the operation of emergency medical services.

Section 3. Any area situated entirely within the County may be established as a district for fighting fires and for

emergency medical services in the manner hereinafter provided for; provided, however, no land lying within the boundaries of a municipality shall be included in a district.

Section 4. Upon any petition provided for in this Section 4 being filed in the office of the probate judge of the county, he shall order an election to be held in the proposed district on the question, or questions, on which the petition requests an election.

The petition shall be signed by at least 100 qualified property owners within the boundaries of the proposed district.

The petition shall contain a description of the area which it is proposed be established as a district under the provisions of the Act; and the petition shall request the probate judge to call an election on one or more of the following questions: Shall there be created for the area a district for fighting fires? Shall there be created for the area a district for emergency medical services? Shall there be created for the area a district for fighting fires and for emergency medical services?

The petition shall state the name of the proposed district. The Board of Trustees of a district may change the name of the district by filing in the office of the probate judge a copy of a resolution changing the name thereof, which copy shall be certified by the President of the Board of Trustees.

The petition for election on the establishment of a district may be accompanied by a petition for an election on the question of levying a proposed service charge which last named petition shall be signed by at least 100 qualified property owners residing within the proposed district. A petition for an election on the establishment of a district shall be deemed to be accompanied by a petition for an election on the question of levying a proposed service charge, if the request for the election on the proposed district and the request for an election on the proposed service charge are combined in a single petition.

Section 5. When a petition for the holding of any election hereunder is filed with the probate judge, the probate judge shall order the election sought by the petition to be held on a day not less than thirty days nor more than forty calendar days from the date on which the probate judge enters said order. No such election pertaining to the establishment of the same district or portion thereof shall be held more often than once every two years.

The provisions of this Section 5 shall apply to all elections provided for by the Act.

Section 6. The provisions of the election laws governing the registration of voters, equipment at polling places, furnishing of supplies, appointment of election officers, voting and canvassing returns at a general election shall apply to an election held hereunder.

Section 7. The probate judge shall give notice of any election held under this Act by publishing for three weeks at least once a week, on the same day of each week, in a newspaper of general circulation in the territory where said election is to be held, a notice that on the day fixed for the election the questions to be then voted on will be submitted to the electors of the said territory.

Section 8. Where an election is held on the question of the establishment of a district, the governing body of the county shall pay for the necessary expense of advertising and conducting such election out of the general funds of the county; provided, however, that if the district is established, the district shall reimburse the county for the expenses incurred by the county in respect to said election.

After a district has been established, the district shall pay the expense of any election held in the district or held in any area which it is proposed be added to the district.

Section 9. No district shall be created unless the creation thereof is approved by the majority of votes cast at the election at which the proposed creation is submitted. Upon the officers canvassing the returns of the election certifying that the creation of the district was approved by the majority of the votes cast at such election, the proposed district shall be created and shall constitute a public corporation.

Section 10. The affairs and business of the district shall be managed by a Board of Trustees consisting of five members who shall be elected by the qualified electors of the district. Such election shall be held at the same time and conducted by the same election officials as regular county elections. No person shall be elected to said Board unless he is a property owner of the district. Election shall be for a term of four years provided, however, that to stagger the terms two of the five members first elected shall be elected for a term of two years, two shall be elected for a term of three years, and one shall be elected for a term of four years.

The Board of Trustees shall elect annually from its own number a President and a Secretary. The members of the Board of Trustees shall not be entitled to any compensation for their services; but they shall be entitled to reimbursement for all reasonable expenses incurred by them in the performance of their duties.

Section 11. The district shall constitute a public corporation, which shall have the power to do any and all acts or things necessary and convenient for carrying out the purposes for which it is created including, but not limited to: To sue and be sued. To have a seal and alter the same at pleasure. To acquire, hold and dispose of property, real and personal, tangible and intangible, or interests therein and to pay therefor in cash or on credit, and to secure and procure payment of all or any part of the purchase price thereof on such terms and conditions as the board shall determine. To acquire, own, operate, maintain and improve a system or systems. To pledge all or any part of its revenues, or mortgage, or otherwise encumber, all or any part of its property for the purpose of securing the payment of the principal of and interest on any of its obligations. To sell, lease, mortgage or otherwise encumber or dispose of all or any part of its property, as hereinafter provided. To contract debts, borrow money and to issue or assume the payment of obligations. To levy and collect service charges, as herein provided in this Act, subject to the limitations prescribed in said Act. To employ agents, servants, and attorneys. To perform any and all of the foregoing acts and to do any and all of the foregoing things under, through or by means of its own officers, agents, and employees, or by contracts with any person, federal agency or municipality.

Section 12. The expense of establishing and maintaining a district shall be paid for by the proceeds of a service charge which shall be levied and collected in an amount sufficient to pay said expense. Said service charge shall be levied upon and collected from persons and properties served by the system. Such charge shall be a personal obligation of the owner of the property served by the system; and to secure the collection of the charge there shall be a lien against said property in favor of the district, which lien shall be enforceable by sale thereof in the same manner in which the foreclosure of a municipal assessment for public improvements is authorized.

Section 13. No service charge shall be levied unless the same has been first approved by the majority of the votes cast at an election held hereunder by the qualified electors residing within the district, or within the proposed district.

An election on the question of levying a service charge in a proposed district may be held at the same time that the election is held on the creation of the district, provided that the petition for the election on the question of the service charge accompanies the petition for the election on the establishment of the proposed district as is provided for in Section 4, above. An election on the question of a service charge may be held upon the Board of Trustees of a district submitting

to the probate judge a petition for such election as hereinafter provided. The Board of Trustees shall file in the office of the probate judge a petition that he call an election in the district on the question of whether the service charge proposed by the Trustees shall be levied.

The petition shall state specifically the charge which it is proposed shall be levied. The petition may request that an election be held on more than one proposed charge. Upon the petition being filed with the probate judge, he shall order an election to be held within the time provided for by Section 5, above. Notice of election shall be given as by Section 7, above.

Section 14. (a) A district may be enlarged in accordance with the terms of this Section 14, provided, however, that no area lying within a municipality at the time of the enlargement shall be brought within the district. (b) No area shall be brought within a district by enlargement unless the majority of the votes cast at the election provided for by subsection (c), below, approve the inclusion of the area within the district and also approve every service charge in effect within the district at the time of the election. (c) The term "proposed area," as used in this subsection (c), means an area which it is proposed be brought within a district by enlargement of the district. When the Board of Trustees of a district determines that the inclusion of a proposed area within the district would be to the advantage of the district and also to the advantage of the majority of the property owners of the proposed area, the Board of Trustees may file in the office of the probate judge a petition (signed by $\frac{2}{3}$ of property owners) that there be an election in the proposed area at which there shall be submitted to the qualified electors residing within the proposed area the question of whether the proposed area shall be included within the district and also the question of whether every service charge in effect within the district at the time of the election is approved. Upon such petition being filed, the probate judge shall order an election to be held within the proposed area, within the time provided for in Section 5, above, at which election the qualified electors residing within the proposed area shall vote on the two foregoing questions. Unless the majority of votes cast at the election vote in the affirmative on each of the foregoing questions, the proposed area shall not be included within the district. Upon the officers' canvassing the returns of the election certifying that a majority of votes cast was in favor of the inclusion of the proposed area in the district, and that the majority of the votes cast approved every service charge in effect within the district at the time of the election the proposed area shall become a part of the district.

Section 15. Any district created hereunder may be abolished in the same manner provided for in this Section 15; provided, however, that no district shall be abolished when it has any indebtedness.

Upon the petition for abolition of a district, conforming to the requirements set forth below, being filed with the probate judge, he shall order an election on abolition of the district to be held in the district within the time provided for by Section 4, at which qualified electors residing within the district shall be entitled to vote. The petition shall be signed by at least 100 qualified property owners of the district. It shall contain a recital that the district is not indebted; and it shall request the probate judge to order an election on whether the district shall be abolished. Upon the officers' canvassing the returns of the election certifying that abolition of the district was approved by a majority of the votes cast at the election, the district shall be abolished.

Section 16. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the parts which remain.

Section 17. All laws or parts of laws, whether general, special or local, in conflict with this act are hereby repealed.

Section 18. This act shall become effective upon the adoption of an amendment to the Constitution of Alabama authorizing the provisions of this act.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 63

H. 225—McCulley

AN ACT

Providing an expense allowance to the circuit judges of the first judicial circuit to be paid in equal parts by the counties comprising the circuit.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing bodies of the counties comprising the first judicial circuit are hereby authorized, empowered and directed to pay to the circuit judges of such circuit an expense allowance in the sum of \$125.00 each month per county. Such expense allowance shall be paid in monthly installments out of the general fund or any other funds as may be available for such purpose. Such expense allowance shall be in addition

to any other salary, compensation, allowances or expenses heretofore provided by law.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 64

H. 229—Cross

AN ACT

To regulate the compensation of the members of the county board of registrars in all counties having populations of not less than 27,000 nor more than 27,900, according to the 1970 or any subsequent federal decennial census and to repeal conflicting statutes.

Be It Enacted by the Legislature of Alabama:

Section 1. In all counties having populations of not less than 27,000 nor more than 27,900, according to the 1970 or any subsequent federal decennial census, each member of the county board of registrars shall be entitled to compensation from the county in the amount of \$10.00 per day for each day's attendance at meetings of such boards. Such compensation shall be paid out of the county general fund in lieu of any other county compensation heretofore provided by law for members of such boards. Provided, however, that such compensation shall be paid in addition to any other compensation payable under state general law for such members.

Section 2. All laws or parts of laws in conflict with this act are hereby repealed and the following act is hereby specifically repealed: Act No. 142, H. 508, 1969 Regular Session (Acts 1969, p. 414), as last amended.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 65

H. 248—Waggoner

AN ACT

Relating to all counties having populations of not less than 36,500

nor more than 39,200 according to the 1970 or any subsequent federal decennial census; to raise the compensation for bailiffs for the grand jury and for bailiffs serving in courts in such counties.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to all counties having populations of not less than 36,500 nor more than 39,200 according to the 1970 or any subsequent federal decennial census.

Section 2. Bailiffs for the grand jury and bailiffs serving in any court in any county to which this act applies who are not regularly employed as bailiffs, may receive not more than \$20.00 per day for each day of service, the compensation to be upon the recommendation of the presiding judge, and the approval of the governing body of the county.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 66

H. 256—Edwards

AN ACT

Relating to counties having populations of not less than 16,275 nor more than 16,575 according to the 1970 or any subsequent federal decennial census; authorizing the probate judges of such counties to collect certain fees pursuant to collection and disbursement of taxes on sales of alcoholic beverages in such counties, and providing retro-active effect.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply in all counties having populations of not less than 16,275 nor more than 16,575 according to the 1970 or any subsequent federal census.

Section 2. The probate judge of any county to which this act applies is hereby authorized to collect a fee, in addition to any other fees collected by any such judge, of 2½% of the gross tax receipts collected in such counties on the sale of alcoholic beverages, for the collection and disbursement of said tax and proceeds thereof. The fee hereby authorized shall com-

mence with the sales of such alcoholic beverages for the month of February 1977.

Section 2. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. The provisions of this act shall become effective retroactively to February 1, 1977.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 67

H. 257—Plaster, Edwards

AN ACT

Relating to counties having populations of not less than 12,700 nor more than 13,100; to authorize the county governing body to pay the probate judge an additional salary supplement.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply only in counties having populations of not less than 12,700 nor more than 13,100 inhabitants according to the 1970 or any succeeding federal decennial census.

Section 2. The county governing body is authorized to provide an additional salary supplement for the probate judge in the amount of \$300 per month.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 68

S. 62—Adams

AN ACT

To provide a state scholarship program to promote the post baccalaureate education of graduate nurses in graduate nursing programs conducted by accredited schools of nursing in Alabama, and making appropriations therefor.

Be It Enacted by the Legislature of Alabama:

Section 1. There shall be established for the fiscal year ending September 30, 1978, fifteen (15) scholarships for post baccalaureate education of nurses. These scholarships shall be awarded to applicants from the State of Alabama at Large. They shall be distributed, insofar as practicable, throughout the state

Section 2. To be eligible to receive a scholarship provided by this Act, a person must have been a resident of the State of Alabama for a period of at least one year immediately preceding the time of making application, and must be a person of good character and shall have been accepted for matriculation in a graduate nursing program conducted by an accredited school of nursing, and must hold a Baccalaureate Degree in Nursing from an accredited nursing school and must agree to practice professional nursing in the State of Alabama for at least one (1) year after completing the course in graduate study. These scholarships will be available to students seeking Master's or Doctorate Degrees in Nursing. Application for these scholarships shall be made to the Alabama Board of Nursing.

Section 3. Each scholarship provided for by this Act shall be in the amount of Thirty-Eight Hundred Dollars (\$3,800.00) per year payable from funds appropriated to the Alabama Board of Nursing for this purpose. Contingent upon subsequent legislative funding of this program, a scholarship may either be renewed by the Alabama Board of Nursing for the same student or awarded to another applicant for the scholarship. Criteria for the selection of recipients and awarding of the scholarships shall be established by the Alabama Board of Nursing. These criteria shall be used as guides in the selection of the scholarship recipients from the various geographical areas of the state. In case a scholarship student fails to complete the course prescribed for a graduate degree in nursing, that student will repay the amount of any scholarship funds received hereunder to the State Treasury. In the event of the scholarship recipient's death, the obligation for funds disbursed and not repaid shall be cancelled. In the event the scholarship recipient becomes mentally or physically impaired and is unable to complete a graduate course in nursing, or has received a graduate degree but is unable to complete one year of service as a nurse due to such disability, the obligation for funds disbursed and not repaid shall be cancelled.

Section 4. There is hereby appropriated each year beginning with the fiscal year ending September 30, 1978, to the Alabama Board of Nursing, out of any funds in the State

Treasury to the credit of the Alabama Special Education Trust Fund, the sum of Fifty-Seven Thousand (\$57,000.00), Dollars, to be used solely for funding scholarships provided by this Act. The appropriation provided in this section is in addition to any appropriations heretofore made, or to be made, to the Alabama Board of Nursing for each fiscal year.

Section 5. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 69

S. 14—Mitchell

AN ACT

Relating to elections; to amend the nominating procedure by changing the date for primaries, declaration and certification of candidacy, beat or mass meetings, canvass and tabulation of returns, refusal of run-off and certification of nominees and independent candidates; for such purposes, to amend Act No. 1196, S. 1018, 1975 Regular Session (Acts 1975, p. 2349), which relates to primary elections; to amend the time for contesting elections; to repeal Code of Alabama 1940, Title 17, Sections 145 and 373; and to repeal other conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 5, 10, 32, 33, and 40 of Act No. 1196, S. 1018, 1975 Regular Session (Acts 1975, p. 2349) which relates to primary elections, are amended to read as follows:

“Section 5. Primary elections, except special primary elections, held at the expense of the state or counties, shall be held on the first Tuesday after the first Monday in September. When necessary, as hereinafter provided, a second or runoff primary election shall be held on the third Tuesday next thereafter following said primary election. Any second primary shall be held by the same election officers who held the first primary, and be held at the same places as the first primary election. No primary shall be held by any political party except as herein provided. Primary elections herein provided for shall

be held at the regular polling places established for the purpose of holding general elections.

"Section 10. All candidates for nomination to public office or for election to party office in the primary provided for in this Act shall file their declaration of candidacy with the state party chairman if they seek any office other than a county office (including federal, state, circuit, and district offices, the state senate and house of representatives), and with the county party chairman if they seek a county office, not later than 5 p.m. 60 days before the date of such primary.

"The state party chairman shall, no later than 5 p.m. 50 days before the primary certify the names of all primary candidates except candidates for county offices, to the secretary of state. The county party chairman shall, not later than 5 p.m. 50 days prior to the date of the primary election, certify to the probate judge the names of all candidates for nomination to county offices or election to county party offices. The secretary of state shall, not less than 40 days prior to the date of the primary election, certify to the probate judge of every county in which the election is to be held the names of the opposed candidates for nomination to federal, state, circuit, or district offices, the state senate and house of representatives, and all other opposed candidates to public or party office, except candidates for county offices. The probate judge of each county shall have the ballots prepared for the primary election. If a legally qualified candidate for nomination to an office is unopposed when the last date for filing declarations of candidacy has passed, his name shall not appear on the ballots to be used in the primary election, and he shall be the nominee of the party with which he has qualified for the office. If a legally qualified candidate for election to a party office is unopposed when the last date for filing declarations of candidacy has passed, his name shall not appear on the ballots to be used in the primary election, and he shall be declared elected to the party office for which he qualified.

"Section 32. At the respective meetings of the respective executive committees, said county executive committee shall, as to candidates in said primary election, for office, except candidates for county office, publicly ascertain, determine and declare: If any candidate for office in said primary election has received a majority of the votes cast for that office, and, if so, declare said candidate the nominee of the party for the office for which he was a candidate and for which he received a majority of the votes cast for that office in said primary election; if no candidate receives a majority of all of the votes cast in such primary election for any one office or offices for the nomination to which there were more than two candidates,

then there shall be held a second primary election on the third Tuesday next thereafter following said primary election, and the chairman of the state executive committee shall certify to the secretary of state immediately upon the completion of such canvass, as aforesaid the names of the two candidates of his party to receive the highest number of votes in the first primary election for such office, or offices, except county officers, and who are to be voted for in the second primary election, and the chairman of each county executive committee shall immediately upon the completion of such canvass, certify to the probate judge of the county the names of the two candidates who received the highest number of votes in the first primary for nomination to any county office: and the secretary of state shall, within not more than six days from the date said certificate is received from the chairman of the state executive committee, certify to the probate judge, of any county where a second primary election is to be held the name or names of the candidates certified to him as herein provided by the chairman of the state executive committee; and the probate judge of each county in Alabama shall in manner and form as required by this chapter and the general laws of Alabama have prepared and printed all election supplies and all ballots to be voted in the second primary election, which ballots shall contain, under appropriate headings of titles of the offices to be filled, the names of the two candidates for each office so certified to him by the secretary of state and the chairman of the county executive committee, as herein required as well as such other matters as are required by this chapter and the general laws of Alabama, on ballots for the first primary election. At the second primary election no one can be a candidate except the two persons who receive the highest number of votes for the offices for which they were candidates, in the first primary election. The returns from the second primary election shall be made and the votes canvassed, tabulated and certified and the results declared in the same manner herein provided for making, canvassing, tabulating, certifying and declaring the results of the first primary election. The county executive committee of the parties participating in said primary election shall meet at the courthouse of their respective counties not later than Wednesday, next following the second primary election and receive said returns, canvass and tabulate the same by precinct, and publicly declare the results thereof, and the chairman of each county executive committee shall forthwith, and not later than that day noon, certify and return to the chairman of the state executive committee a statement and tabulation by precincts of the results of the second primary election and of the number of votes received by each candidate for office therein voted for, except candidates for county office and not later than noon on the Friday next following the sec-

ond primary election the state executive committee, or such subcommittee thereof as may have been appointed by the chairman thereof for such purpose, shall meet at the State Capitol in Montgomery and receive said returns and canvass and tabulate the same by counties, and publicly declare on that day the result thereof as to all candidates voted for, except as to candidates for county office which results shall be final, and at said respective meetings of said respective executive committees, said county executive committee shall, as to candidates for county office voted for in the second primary election, and said state executive committee shall, as to candidates for office in the second primary election voted for therein, except candidates for county office, publicly ascertain and determine the candidates receiving a majority of all of the votes cast in such second primary election for any one office, and the candidates so ascertained and determined to have received a majority of all of the votes cast in such second primary election for said office shall be declared the nominee of the party for such office, by said respective county and state executive committees, and thereupon, and immediately upon the completion of such canvass as aforesaid, the chairman thereof shall certify to and file with the judge of probate of his county the names of those who have been nominated in the first or the second primary election or as otherwise authorized or provided by this chapter, as candidates of his party for county offices, and in like manner, and immediately upon the completion of such canvass, as aforesaid by the state executive committee, or subcommittee thereof, the chairman of the state executive committee shall certify to and file with the secretary of state the names of those who have been nominated in the first or second primary election or as otherwise authorized or provided by this chapter as candidates of his party for office, except candidates for county office, and the names of the persons so certified shall be placed upon the official ballot of the general election to be held in November next thereafter as the candidates of the party for the offices for which they, respectively, have been so nominated.

“Section 33. In the event either of the two candidates receiving the highest number of votes in the first primary election, shall determine not to enter the second primary election, herein provided for, he shall, as soon as possible and not more than three days after holding of the first primary election, certify his declination to enter such second primary election to the chairman of the state executive committee of his party, if the office is an office other than a county office, or to the chairman of the county executive committee of his party if the office is a county office, and upon the receipt of such notification the chairman of such committee shall declare the other can-

didate the nominee of the party for such office and certify his name as such nominee to the secretary of state or the probate judge, as the case may require, and a second primary election for the nomination of a candidate for that particular office shall not be held.

"Section 40. All such meetings shall be held on the same date as that set for primary elections or within 90 days preceding such date. The general public is privileged to attend such meetings but not to participate. No less than five (5) days prior to the date upon which any such mass meeting, beat meeting or other meeting is to be held, notice of such meeting including the time and place of such meeting shall be filed with Judge of Probate of the County in which any such meeting is to be held and shall be published in a newspaper of general circulation in said county at the expense of the political party holding such meeting. The Probate Judge shall immediately forward to the Secretary of State a certified copy of all notices filed under this section."

Section 2. The following persons shall be entitled to have their names printed on the appropriate ballot for the general election, provided they are otherwise qualified for the office they seek:

(a) All candidates who have been put in nomination by primary election and certified in writing by the chairman and secretary of the canvassing board of the party holding the primary and filed with the probate judge of the county in the case of a candidate for county office and the secretary of state in all other cases, on the day next following the last day for contesting the primary election for that office if no contest is filed. If a contest is filed, then the certificate for the contested office must be filed on the day next following the date of settlement of decision of the contest.

(b) All candidates who have been put in nomination by any caucus, convention, mass meeting, or other assembly of any political party or fraction and certified in writing by the chairman and secretary of the nominating caucus, convention, mass meeting or assembly and filed with the probate judge in case of a candidate for county office and the secretary of state in all other cases, on or before 5:00 p.m. on the day of the first primary election.

(c) Each candidate who has been requested to be an independent candidate for a specified office by written petition signed by electors qualified to vote in the election to fill such office when such petition has been filed with the probate judge in the case of a county office and with the secretary of state in all other cases, on or before 5:00 p.m. on the day of the

first primary election. The number of qualified electors signing such petition shall equal or exceed one percent of the total number of registered voters of (1) the county if the office is to be filled by vote of the electors of the entire county; (2) the state if the office is to be filled by vote of the electors of the entire state; or (3) the district if the office is to be filled by he electors of a district.

The secretary of state must, not later than six days after the second primary, certify to the judge of probate of each county in the state in the case of an officer to be voted for by the electors of the whole state, and to the judges of probate of the counties composing the circuit or district in case of an officer to be voted for by the electors of a circuit or district, upon suitable blanks to be prepared by him for that purpose, the fact of nomination or independent candidacy of each such nominee or independent candidate who has qualified with him to appear on the general election ballot. The judge of probate shall then prepare the ballot causing to be printed thereon the names of each candidate qualified under the provisions of this section; provided, however, that the probate judge is prohibited from causing to be printed on the ballot the name of any independent candidate who was a candidate in the primary election of that year.

Section 3. All nominations made by primary election may be contested within five days after the primary election, under the same conditions and on the same grounds as provided in the laws of Alabama for general elections of state and county officers, and as provided in this chapter. Such contest shall be heard and tried by the county executive committee as to candidates for county offices, and by the state committee as to candidates for all other offices; and wherever there is no county executive committee consisting of enough members to obtain a quorum, then by the state executive committee.

Section 4. Code of Alabama 1940, Title 17, Sections 145 and 373 are repealed.

Section 5. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this act are hereby repealed.

Section 7. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becomnig a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 70

S. 60—Higginbotham, Little

AN ACT

Relating to all counties having a population of not less than 35,000 nor more than 38,000 inhabitants according to the 1970 or any subsequent federal decennial census; to provide additional compensation for the members of the county commission.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to all counties having a population of not less than 35,000 nor more than 38,000 inhabitants according to the 1970 or any subsequent federal decennial census.

Section 2. In addition to any and all other compensation and salary provided for by law, the members of the county commission of counties to which this act applies shall be entitled to receive an additional compensation of \$100 per month paid out of the county general fund.

Section 3. The provisions of this act shall become effective on the first day of the month next following the date upon which this act becomes law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 71

S. 97—Teague

AN ACT

Relating to all counties having populations of not less than 65,000 nor more than 68,000 inhabitants according to the 1970 or any subsequent federal decennial census; providing that in such counties only the probate judge shall be required to subscribe to, take, file and keep as county property the weekly newspapers published in the county; allowing only the probate judge in such counties to be reimbursed for the expenses therefor; and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply only to all counties having populations of not less than 65,000 nor more than 68,000 inhabitants according to the 1970 or any subsequent federal decennial census.

Section 2. Any law to the contrary notwithstanding, whether special, general or local, in the counties to which this act applies only the probate judge shall be required to subscribe to, take and file in his office one copy of each weekly newspaper published in his county and, as soon as practicable after the end

of the year, to cause such newspapers for the preceding year to be well bound. The probate judge shall be the only officer in such counties required to keep the bound papers safely in his office as the property of the county.

Section 3. In all such counties only the probate judge shall be reimbursed by the county governing body for the costs incurred by the provisions of this act.

Section 4. Nothing in this act shall be construed to repeal Title 7, Section 724 of the Code of Alabama of 1940, as amended, except to the extent it is in direct conflict or is inconsistent herewith.

Section 5. All laws of parts of laws which conflict with this act are hereby repealed.

Section 6. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 72

S. 98—Little

AN ACT

Relating to any county having a population of not less than 17,000 nor more than 20,000 inhabitants according to the 1970 or any subsequent federal decennial census; authorizing the county governing body to hire an additional deputy sheriff and to set the salary and expense allowance for such deputy; and making the provisions of this act effective October 1, 1977.

Be It Enacted by the Legislature of Alabama:

Section 1. The county governing body in any county having a population of not less than 17,000 nor more than 20,000 inhabitants, according to the 1970 or any subsequent federal decennial census, is authorized to hire an additional deputy sheriff whose primary responsibility and jurisdiction shall be the southern section of the county.

Section 2. Such county governing body shall set and pay the salary and any expense allowance, if any it deems necessary, for the deputy sheriff from any unencumbered county funds.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are hereby repealed.

Section 5. The provisions of this act shall become effective October 1, 1977.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 73

S. 103—Teague

AN ACT

Relating to counties having a population of not less than 65,000 nor more than 68,000 inhabitants according to the 1970 or any subsequent federal decennial census; to relieve and exempt the Clerk of the circuit court of such counties from personal liability for errors, mistakes and omissions of employees serving under him.

Be It Enacted by the Legislature of Alabama:

Section 1. The Clerk of the circuit court of counties having a population of not less than 65,000 nor more than 68,000 inhabitants according to the 1970 or any subsequent federal decennial census shall not be personally liable to penalty, fine or damages arising or caused by the error, mistake or omission of any of his employees, when such error, mistake or omission of any of his employees is corrected promptly when brought to his attention. Such officers shall, however, continue to be liable for any and all misuse or misappropriations of funds by any such clerks or assistants to the same extent and under the same conditions and penalties that such clerks are liable therefor pursuant to law.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 74

S. 108—Stewart

AN ACT

Relating to petitions for an election or referendum in counties having a population of not less than 95,000 nor more than 115,000

inhabitants according to the last or any subsequent federal decennial census; requiring that any petition for the call of an election in said counties shall bear the personal signature, home address and precinct or place of voting of each petitioner, who must be a registered elector of said county; requiring the probate judge to determine if petition meets legal requirements and to call an election or referendum upon such determination; and making it a misdemeanor to sign the name of another to a petition or to sign a petition if not a registered voter in said county and fixing punishment upon conviction.

Be It Enacted by the Legislature of Alabama:

SECTION 1. This Act shall apply only in counties having a population of not less than 95,000 nor more than 115,000 inhabitants according to the last or any subsequent federal decennial census.

SECTION 2. Any petition of voters for the call of an election or referendum shall bear the personal signature, home address and precinct or place of voting of each petitioner, who must be a registered elector of said county.

SECTION 3. It shall be the duty of the probate judge of said county to determine if the petition meets the legal requirements for the call of such election or referendum.

SECTION 4. Upon determination by said probate judge that said petition meets all legal requirements, it shall then be the duty of the probate judge, within the time prescribed by law, to call an election or referendum for said county to determine the sentiment of the people in accordance with the requirements of the applicable statutes or laws.

SECTION 5. It shall be unlawful for anyone to sign the name of another to a petition for the calling of said election or referendum, or for any person not a registered voter in said county to sign said petition, and for any person who violates this section shall be guilty of a misdemeanor, and upon conviction, shall be fined not less than \$100 nor more than \$1,000.

SECTION 6. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

SECTION 7. This act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 75

S.J.R. 20—Edwards

SENATE JOINT RESOLUTION

MOURNING THE DEATH OF MR. ISAAC FRANK STALLWORTH, SR.

WHEREAS, Mr. I. F. Stallworth began his career in education in 1941 as a science-math teacher and coach at Fayette County Training School; and

WHEREAS, Mr. Stallworth served from 1942 to 1945 in World War II attaining the rank of sergeant and serving as a combat engineer in India, Burma and China; and

WHEREAS, following his discharge, he assumed the position of science-math teacher and coach at Morgan County Training School; and

WHEREAS, Mr. Stallworth was named principal of the school two years later and retained that post for the next twenty-two years; and

WHEREAS, since 1969, he served as supervisor of testing and materials evaluation for the Morgan County School System; and

WHEREAS, Professor Stallworth, as he was affectionately known by many of his friends and former students, was very active in local, state and national teacher associations, including service as president of the Morgan County Teacher's Association and president of the Alabama Leadership Study Council; and

WHEREAS, he received national recognition for his outstanding leadership and service by being named to "Who's Who in American Education" and "Who's Who in Negro America"; and

WHEREAS, Professor Stallworth gave unselfishly of his time and devotion to further the best interest of his community, including membership on the board of directors of the Morgan County Red Cross Chapter, the board of directors of the Morgan County United Way, the Hartselle Bicentennial Commission and the 4-H and F.F.A. work; and

WHEREAS, among his many honors, I. F. Stallworth received Hartselle Civitan Club's "Citizen of the Year" award, was named "Leader of the Year" in 4-H and was cited for outstanding community service by the Morgan County United Way; and

WHEREAS, he will be sorely missed by his many, many friends and loved ones; now therefore,

BE IT FURTHER RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of Mr. I. F. Stallworth. Sr. and extend our deepest sympathies to his family and friends.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to his widow, Mrs. Eva Lee Stallworth.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 76 S.J.R 21—Wilson, Fine, Adams, Baker, Bank, Clemon, Edwards, Ellis, Gilmore, Goodwin, Higginbotham, Jones, King, Little, McDonald (A), McDonald (S), McMillan, Miller, Mims, Mitchell, Noonan, Owen, Pearson, Peden, Perloff, Perry, Powell, Roberts, St. John, Shelby, Stewart, Teague, Vacca, Waldrop

SENATE JOINT RESOLUTION

WISHING A COMPLETE AND SPEEDY RECOVERY TO CONGRESSMAN RONNIE FLIPPO

WHEREAS, Our former colleague and good friend Ronnie Flippo is today undergoing open heart surgery in Birmingham; and

WHEREAS, His friends in the Alabama Senate have been following former Senator Flippo's congressional career with great interest and pride, and regret this unfortunate interruption in his legislative duties; and

WHEREAS, It is our fond hope that Ronnie Flippo will experience as remarkable and complete a recovery as his friend Senator Wilson experienced, so that shortly they can face each other across the tennis act; now, therefore,

BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That we extend best wishes to our esteemed friend, Ronnie Flippo, for a mcomplete recovery from his heart surgery, and wish for him many years of good health and success in Washington.

BE IT FURTHER RESOLVED That a copy of this resolution be sent to Congressman Flippo at University Hospital in Birmingham.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 77

S.J.R. 23—Bank, Fine, Owen

SENATE JOINT RESOLUTION

COMMENDING THE GORDO HIGH SCHOOL BAND FOR
SUPERIOR PERFORMANCE.

WHEREAS, the Legislature of Alabama has noted that the Gordo High School Band, known for superior musical ability and unusual achievement, has been the recipient of many outstanding awards during the past 1976-77 school year; and

WHEREAS, this superior group, composed of 100 members from grades 7 through 12 and under the able and talented leadership of Director James R. Knight, was awarded a rating of "Excellent" at the Mid-South Marching Band Festival in Gadsden, Alabama, a "Superior" rating at the Southeastern States Marching Band Festival in Troy, and was the featured band during Livingston State University's homecoming festivities; they also were declared "Grand Champions" during Christmas on the River at Demopolis, received "All Superior" ratings at the District V Concert Festival in Tuscaloosa, and, at the Alabama Bandmasters Association State Contest in Tuscaloosa, Class CC, received "All Superior" ratings from four judges as one-of-five in the state and the only band in Class CC, and lower, to receive the rating of "Superior" from all judges in the entire state; and

WHEREAS, each one of the Gordo Grenadiers is due much credit for such a successful year, as are Drum Majors Sandy Hall and Robin Sims, Band Captain Terry Carroll, Majorette Captain Carol Pearson and Color Guard Captain Robin Shaw; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do most highly commend and congratulate the Gordo High School Band for the many outstanding honors received for superior performance, and direct that copies of this resolution be sent to Director James R. Knight on behalf of all the Grenadiers, to Principal Maurice Manning on behalf of the school, and to Mr. William W. Carpenter, Superintendent of the Pickens County Schools, that they may know of our warm praise and high esteem.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No 78

S.J.R. 24—Mims

SENATE JOINT RESOLUTION

EXPRESSING THE INTENT OF THE LEGISLATURE RELATIVE TO ACT NO. 775, OF THE 1977 REGULAR SESSION, TO EXEMPT FARM AND AGRICULTURAL COMMODITIES AND EQUIPMENT FROM THE PROVISIONS OF SAID ACT.

WHEREAS, Act No. 775, H. 361 of the 1977 Regular Session further amends Section 91 of Title 36, Code of Alabama, 1940, authorizing the director of the Highway Department to issue special permits for movement of certain oversized and overweight vehicles and loads on the state highway system; and

WHEREAS, in Section 1 of said Act which further amends Section 91 of Title 36, Code of Alabama, 1940, the term "heavy commodities or equipment" is not intended by the Alabama Legislature to include farm and agricultural commodities or equipment, which agricultural or farm commodities and equipment were intended to be exempted from the requirements of needing permits for movement on the state highway system of Alabama; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this Legislature feels obligated to inform the Director of the Highway Department of the legislative intent at the time of the passage of said Act so that he may be advised accordingly in carrying out the provisions of Act No. 775 of the 1977 Regular Session of the Alabama Legislature.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to Highway Director Ray Bass.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 79

S.J.R. 25—Shelby

SENATE JOINT RESOLUTION

CONGRATULATING THE TUSCALOOSA HIGH SCHOOL

CLASSES OF 1945, 1946, AND 1947 ON THEIR CLASS REUNION.

WHEREAS, the Tuscaloosa High School classes of 1945, 1946, and 1947 will celebrate the approximate 30th anniversary of their graduation in Tuscaloosa on the weekend of June 25; and

WHEREAS, the members of these classes have demonstrated their high ideals, their concern for the welfare of their fellow citizens and neighbors and their loyalty and devotion to God and country by the worthwhile and honorable professions they have pursued, including the fields of homemaker, minister, law, medicine, education, engineering, politics, military, and law enforcement and thereby have distinguished themselves and their fine families; and

WHEREAS, many former teachers and coaches will join the celebration for the members of this closely knit group who have over the years held a strong and common bond for one another; and

WHEREAS, these classes of Tuscaloosa High School embody those attributes of high aspiration and a dedicated sense of duty and responsibility to God, nation, state and their fellow men; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do heartily congratulate the Tuscaloosa High School classes of 1945, 1946, and 1947 on the occasion of their class reunion.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 80

H. 144—Biddle

AN ACT

To amend Section 11 of Act No. 551, S. 887, Regular Session 1975 (Acts of Alabama 1975, p. 1226), the Alabama Surface Mining Reclamation Act of 1975, an act establishing a system of regulation and control of coal surface mining and reclamation, so as to delete the current subsection c of Section 11 and thereby remove references to distances within which the Alabama Surface Mining Reclamation Commission may regulate the detonation of explosives, and to add a new subsection c to Section 11 to give the Commission the power to adopt rules for detonating explosives.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 11 of Act No. 551, S. 887, Regular Session 1975 (Acts of Alabama 1975, p. 1226), the "Alabama Surface Mining Reclamation Act of 1975," is hereby amended to read as follows:

"Section 11. **Blasting Regulations.** "(a) An operator shall use explosives only in accordance with the rules, regulations, and standards as set forth the Mine Enforcement Safety Administration, the Coal Mining Laws of the State of Alabama and the open Pit and Quarry Safety Rules of the State of Alabama.

"(b) No blasting shall be performed after sunset or before sunrise except as may be required to comply with the rules, regulations and standards prescribed in Paragraph (a) above, or such other rules and regulations as may be adopted hereunder.

"(c) The Commission shall adopt rules for detonating explosives. In adopting the rules, the Commission shall consider the type and amount of explosives required, acceptable industry practices, and other such factors as to provide ample notification to persons in buildings and dwellings near the blasting cite, minimum setbacks from occupied buildings and dwellings and public highways, and other such factors."

"(d) If an explosive is to be detonated within one thousand (1,000) feet of occupied buildings or dwellings, all persons in such buildings and dwellings shall be notified within twenty-four hours prior to the blast; in those cases where the operator so elects, he may furnish such persons with a blasting schedule extending for a reasonable period of time.

"(e) No blasting shall be done within the prescribed minimum distance three hundred (300) feet unless prior written consent of the owner of the building has been obtained.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 14, 1977.

Time: 5:00 P.M.

Act No. 81

H. 80—Callahan

AN ACT

To further amend Section 2 of Act No. 287, H. 193, First Special Session 1965 (Acts 1965, p. 395), which section relates to the compensa-

tion of members of the board of commissioners in cities having populations of not less than 175,000 nor more than 275,000 inhabitants, according to the 1970 or any subsequent federal decennial census, so as to increase the compensation of said members.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 287, H. 193, First Special Session 1965 (Acts 1965, p. 395), is hereby further amended to read as follows:

“Section 2. Each member of the board of commissioners of such city shall receive \$27,500 per annum. Provided, however, that during the term that the member serves as mayor he shall receive, in lieu of the above salary, the salary of \$37,500 per annum. Such salaries shall be paid from the city treasury in equal semi-monthly installments.”

Section 2. All laws or parts of laws which conflict with this act are hereby repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 15, 1977.

Time: 3:15 P.M.

Act No. 82 H. 28—Pegues, Falkenburg, Killian, Carothers, Campbell, Dial, Smith (C), Moore (W), Sandusky, White, Shoemaker, Manley, Starkey, Greer, McCulley, Ward, Brindley, Whatley, Edwards, Smith (J)

AN ACT

A bill to regulate and promote the public health and to bring the laws of Alabama into conformity with PL 93-641, The “National Health Planning and Resources Development Act of 1974” (42 USC 300-k, et seq); designate the State Board of Health as the State Agency to administer a Certificate of Need program relating to the provisions of health care facilities and services in Alabama; to control and regulate the development of certain health care facilities, and services in such manner and to such degree as to meet the needs of the people of Alabama; to provide a method of cost containment of health care costs; to authorize the State Board of Health to adopt necessary rules, regulations and standards for the review of proposed health care facilities and services and for the issuance of Certificates of Need to those persons proposing health care facilities and services; to designate the Statewide Health Coordinating Council as the agency to advise and consult with the State Board of Health in the promulgation and adoption of rules, regulations and standards, and for the administration of the Certificate of Need program; to establish a Health Facilities

Review Council to conduct public hearings required and make recommendations to the State Board of Health on project applications and on rules, regulations and standards; and to prescribe penalties for violation of this Act and the rules, regulations and standards adopted pursuant thereto; to authorize the collection of application fees and to authorize appropriations for the administration of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Purposes and Public Policy. The Legislature of the State of Alabama declares that it is the public policy of the State of Alabama that a Certificate of Need program be administered in the State to assure that only those health care services, and facilities found to be in the public interest shall be offered or developed in the State. It is the purpose of the Legislature in enacting this law to prevent the construction of unnecessary and inappropriate health care facilities through a system of mandatory reviews of new institutional health services as the same are defined herein.

Section 2. Definitions. As used in this Act, the following words and terms, and the plurals thereof, shall have the meanings ascribed to them in this Section, unless otherwise required by their respective context:

a. "State Board of Health" shall mean the statutory agency of the State of Alabama operative in the field of general health matters and performing the duties and exercising the powers as set forth in the statutory provisions relating thereto. In addition to its other duties and responsibilities in the field of general health matters, the State Board of Health is the "State Health Planning and Development Agency" pursuant to Act No. 1197 of the 1975 Legislature. Where used in this Act, the terms "State Board of Health," "State Agency," and "State Health Planning and Development Agency" shall be synonymous and may be used interchangeably.

b. "Statewide Health Coordinating Council" shall mean a council established pursuant to the provisions of Title XV, Section 1524, of the Public Health Service Act (42 USC 300m-3) and Sections 8 and 9 of Act No. 1197, 1975, Regular Session, to advise the State Health Planning and Development Agency on matters relating to health planning and resource development, and to perform such other functions as may be delegated to it by appropriate State and Federal statutes.

c. "Health Systems Agency" shall mean an entity which is organized and operated under the provisions of Title XV of the Public Health Service Act (42 USC 3001 et. seq.) and is responsible for the health planning and development in a health service area designated by the Governor.

d. "Health Facilities Review Council" shall mean the

agency established by this Act to conduct public hearings and to make recommendations to the State Board of Health on project applications and on rules, regulations, and standards.

e. "Health Service Area" shall mean a geographical area designated by the Governor, pursuant to Title XV of the Public Health Service Act, as being appropriate for effective planning and development of health services.

f. "State Health Plan" shall mean a comprehensive plan which is prepared, reviewed, and revised at least annually by the Statewide Health Coordinating Council with the assistance of the State Health Planning and Development Agency, and approved by the State Board of Health and the Statewide Health Coordinating Council. The State Health Plan shall include (1) the Health Systems Plans developed by the Health Systems Agencies and revised as necessary for appropriate coordination, or to deal more effectively with statewide health needs and priorities, (2) the "State Medical Facilities Plan," and (3) the State Manpower Plan. The "State Health Plan" shall provide for the development of health programs and resources to assure that quality health services will be available and accessible in a manner which assures continuity of care, at reasonable costs, for all residents of the State.

g. "State Medical Facilities Plan," shall mean a plan prepared by the State Health Planning and Development Agency and approved by the Statewide Health Coordinating Council, as consistent with the State Health Plan, which shall include consideration of the Medical Facilities Plans of the Health Systems Agencies, and which shall establish an integrated and interrelated system of health care facilities which shall promote the provision of readily accessible health care facilities in all parts of the State.

h. "Health Care Facility" shall include: General and specialized hospitals including tuberculosis, psychiatric, long-term care, and other types of hospitals, and related facilities such as laboratories, outpatient clinics, and central service facilities operated in connection with hospitals; skilled nursing facilities; intermediate care facilities; rehabilitation centers; public health centers; facilities for surgical treatment of patients not requiring hospitalization; kidney disease treatment centers, including free-standing hemodialysis units; community mental health centers and related facilities; facilities for the developmentally disabled; home health agencies; and health maintenance organizations. The term "Health Care Facility" shall not include the offices of private physicians or dentists, whether for individual or group practice, and regardless of ownership or Christian Science sanatoriums operated, or listed and certified by the First Church Scientist, Boston, Massachusetts.

i. "Health Services" means clinically related (i.e., diagnostic, curative or rehabilitative) services, and includes alcohol, drug abuse, and mental health services customarily furnished on either an inpatient or outpatient basis by health care facilities, but shall not include the lawful practice of any profession or vocation conducted independently of a health care facility and in accordance with applicable licensing laws of this State.

j. "Capital Expenditure" is an expenditure, including a force account expenditure (i.e., an expenditure for a construction project undertaken by the facility as its own contractor), which, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance and which (1) exceeds \$100,000.00, or (2) changes the bed capacity of the facility with respect to which such expenditure is made, or (3) substantially changes the health services of the facility with respect to which such expenditure is made.

k. "Person" shall mean and include any person, firm, partnership, association, joint venture or corporation, the State of Alabama and its political subdivisions or parts thereof and any agencies or instrumentalities, and any combination of persons herein specified, but "person" shall not include the United States or any agency, or instrumentality thereof except in the case of voluntary submission to the regulations established by this Act.

l. "Applicant" shall mean and include any person as defined in this Act who files an application for Certificate of Need.

m. "Acquisition" shall mean and include obtaining the legal equitable title to a freehold or leasehold estate or otherwise obtaining the substantial benefit of such titles or estates, whether by purchase, lease, loan, sufferance, and "acquire" shall include any act of acquisition except acquisition by gift, devise, legacy or other charitable or testamentary disposition. If any property, real or personal, is acquired by any health care facility by gift, devise, legacy or other charitable or testamentary disposition, then the provisions and requirements of this act shall not apply in such instances to the benefitted party. Provided further, "acquisition" shall not mean or include any conveyance, or creation of any lien or security interest, by mortgage, deed of trust, security agreement or similar financing instrument, nor shall it mean or include any transfer of title or rights as a result of the foreclosure, or conveyance or transfer in lieu of the foreclosure, of any such mortgage, deed of trust, security agreement or similar financing statement.

n. "Construction" shall mean and include actual commencement, with bona fide intention of completing the same,

or completion of the construction, erection, remodeling, relocation, excavation or fabrication of any real property constituting a facility under this Act, and "construct" shall mean and include any act of construction. "Ground breaking ceremony," "receipt of bids," "receipt of quotation," or similar action that will permit unilateral termination without penalty shall not be considered "construction."

o. "Firm commitment" or "obligation" shall mean and include (1) any executed, enforceable, unconditional written agreement or contract not subject to unilateral cancellation for the acquisition or construction of a health care facility or purchase of equipment therefor, (2) actual construction of facilities peculiarly adapted to the furnishing of one or more particular services and with the bona fide intention of furnishing such service or services, and (3) any executed, unconditional written agreement not subject to unilateral cancellation for the bona fide purpose of furnishing one or more services.

p. "Institutional health services" shall mean health services provided in or through health care facilities or health maintenance organizations and includes the entities in or through which such services are provided.

q. "Modernization" shall mean the alteration, repair, remodeling, replacement, and renovation of existing buildings (including initial equipment thereof, and the replacement of equipment of existing buildings).

r. The term "to offer," when used in connection with health services, means that the health care facility or health maintenance organization holds itself out as capable of providing, or as having the means for the provision of, specified health services.

Section 3. The provisions of this act shall not apply in instances in which a person, association or party receives or acquires real or personal property relating to existing or proposed construction of health care facilities or services, if such acquisition is by gift, devise, legacy or other charitable or testamentary disposition.

Section 4. New Institutional Health Services Subject to Review. All new institutional health services which are subject to this act and which are proposed to be offered or developed within the State shall be subject to review under this Act. For the purposes of this Act, "new institutional health services" shall include:

a. The construction, development, acquisition through lease or purchase, or other establishments of a new health care facility or health maintenance organization; or,

b. Any expenditure by or on behalf of a health care facility or health maintenance organization in excess of \$100,000.00 which, under generally accepted accounting principles consistently applied, is a capital expenditure; or,

c. A change in the existing bed capacity of a health care facility or health maintenance organization through the addition, or conversion of one or more beds, or the re'location of one or more beds from one physical facility to another; or,

d. Health services which are offered in or through a health care facility or health maintenance organization, and which were not offered on a regular basis in or through such health care facility or health maintenance organization within the twelve month period prior to the time such services would be offered.

The four conditions of "new institutional health services" listed in this Section shall be mutually exclusive.

Section 5. Requirement for Certificate of Need.

a. On or after October 1, 1977, or upon receipt of formal notification of approval by Secretary, Department of Health, Education, and Welfare, of the regulations, policies and procedures adopted pursuant to this Act, whichever shall be later, no person to which this act applies shall acquire, construct, or operate a new institutional health service as defined in this Act, or furnish or offer, or purport to furnish a new service as defined in this Act, or make an arrangement or commitment for financing the offering of a new institutional health service, unless such person shall first obtain from the State Board of Health a Certificate of Need therefor.

b. Notwithstanding the provisions of paragraph (a) of this Section, any person who on the effective date of this Act holds a valid Assurance of Need issued pursuant to Section 1122 of the Social Security Act shall be entitled to be issued a Certificate of Need for the facility or service described on the application for the Assurance of Need. Application for Certificate of Need under this sub-section shall be filed within ninety (90) days after the effective date of this Act. Certificates of Need issued under this sub-section shall be subject to Section 10 of this Act.

c. Notwithstanding the provisions of paragraph (a) of this Section, any person who, on the effective date of this Act is utilizing otherwise than as a health care facility, facilities constructed prior to January 1, 1974, in accordance with a lawful development plan and designed for use as a health care facility, shall be entitled to be issued a Certificate of Need for

the use of such facilities as a health care facility to the full capacity for which such facilities were designed and built. Health services provided by the use of such facilities shall not constitute "new institutional health services," nor shall they be subject to review under this Act. Certificates of Need issued under this sub-section shall not be subject to Section 10 of this Act.

Section 6. Criteria for State Agency Review. The State Board of Health, pursuant to the provisions of Section 12 of this Act, shall prescribe by rules and regulations the criteria and clarifying definitions for reviews covered by this Act. These criteria shall include at least the following:

a. Determination that the proposed new institutional health service or facility is consistent with one or more of the appropriate State Health Facility and Services Plans effective at the time the application was received by the State Agency, which shall include the latest approved revisions of the following Plans:

- (1) Alabama State Health Plan
 - (2) Alabama Medical Facilities Plan (a component of the Alabama State Health Plan).
 - (3) Alabama State Plan for Services to the Mentally Ill.
 - (4) Alabama State Plan for Rehabilitation Facilities.
 - (5) Alabama Developmental Disabilities Plan.
 - (6) Alabama State Alcoholism Plan.
 - (7) Such other State Plans as may from time to time be required by State or Federal statute.
- b. The relationship of services reviewed to the long-range development plan (if any) of the person providing or proposing such services.

c. The availability of alternative, less costly, or more effective methods of providing such services.

d. Determination of a substantially unmet public requirement for the proposed health care facility, service or capital expenditure that is consistent with orderly planning within the state and the community for furnishing comprehensive health care; such determination to be established on the merits of the proposal after given appropriate consideration to:

- (1) Financial feasibility of the proposed change in service of facility;
- (2) specific data supporting the demonstration of need for

the proposed change in facility or service shall be reasonable, relevant, and appropriate;

(3) evidence of evaluation and consistency of the proposed change in facility or service with the facility's and the community's overall health and health-related plans;

(4) evidence of consistency of the proposal with the need to meet non-patient care objectives of the facility such as teaching and research;

(5) evidence of review of the proposed facility, service, or capital expenditure by the local Health Systems Agency, and when appropriate and requested by other State Agencies;

(6) evidence of the locational appropriateness of the proposed facility or service such as transportation accessibility, manpower availability, local zoning, environmental health, etc.;

(7) reasonable potential of the facility to meet licensure standards; and

e. Determination that the person applying is an appropriate applicant, or the most appropriate applicant in the event of duplicative applications, for providing the proposed health care facility or service; such as determination to be established from the evidence as to the ability of the person, directly or indirectly, to render adequate service to the public, including affirmative evidence as to the following:

(1) Professional capability of the facility proposing the capital expenditure;

(2) management capability of the facility proposing the capital expenditure;

(3) adequate manpower to enable the facility to offer the proposed service;

(4) evidence of the existence of the applicant's long-range planning program and an ongoing planning process;

(5) evidence of existing and ongoing monitoring of utilization and the fulfilling of unmet or undermet health needs in the case of expansion;

(6) evidence of communication with all planning, regulatory, utility agencies and organizations that influence the facility's destiny.

f. Consideration of the special needs and circumstances of those entities which provide a substantial portion of their services or resources, or both, to individuals not residing in the health service area in which the entities are located or in

adjacent health service areas.

g. The special needs and circumstances of health maintenance organizations.

h. In case of a construction project, consideration shall be given to:

(1) The costs and methods of the proposed construction including the costs and methods of energy provision, and

(2) the probable impact of the construction project reviewed on the costs of providing health services.

Section 7. Required Findings for Inpatient Facilities. No Certificate of Need for new inpatient facilities or services shall be issued unless the State Board of Health makes each of the following findings:

a. That the proposed facility or service is consistent with the latest approved revision of the appropriate State Plan effective at the time the application was received by the State Agency;

b. that less costly, more efficient or more appropriate alternatives to such inpatient service are not available, and that the development of such alternatives has been studied and found not practicable;

c. that existing inpatient facilities providing inpatient services similar to those proposed are being used in an appropriate and efficient manner consistent with community demands for services;

d. that in the case of new construction, alternatives to new construction (e.g., modernization and sharing arrangement) have been considered and have been implemented to the maximum extent practicable;

e. that patients will experience serious problems in obtaining inpatient care of the type proposed in the absence of the proposed new service.

Section 8. Applications for Certificates of Need or Modification Thereto and Extensions Thereof. Any application for a Certificate of Need under Section 4 of this Act for a modification thereto, or an extension thereof, shall be made in written form and shall include such information and supporting data relevant to the merits of the application as may be prescribed by the approved rules and regulations of the State Board of Health. The application shall be filed with the State Board of Health and the local Health Systems Agency not less than 90 days prior to the date of the proposed obligation for the capital expenditure or the inauguration of the proposed service.

Section 9. Emergency Certificate of Need Prior to Hearing. Any person may apply, either independently and without notice under Section 7 or as a part of an application filed under Section 7, for an Emergency Certificate of Need for the authorization of capital expenditures made necessary by unforeseen events which endanger the health and safety of the patients. Emergency capital expenditures include, but are not necessarily limited to emergency expenditures to maintain quality care, to overcome failure of fixed equipment including heating and air conditioning equipment, elevators, electrical transformers and switch gear, sterilization equipment, emergency generators, water supply and other utility connections. Applications for Emergency Certificate of Need shall include a description of the work to be done and/or equipment to be purchased, the cost thereof, justification for considering the capital expenditure as being of an emergency nature, and such other information as the State Board of Health may require. Emergency Certificates of Need issued hereunder shall be subject to such special limitations and restrictions, as the duration and right of extension or renewal, as may be prescribed in the rules and regulations adopted by the State Board of Health.

Section 10. Certificate of Need for Planning. A Certificate of Need for planning shall be required when the cost of planning, predevelopmental and developmental activities, including studies, surveys, designs, feasibility reports, working drawings, specifications, and other activities essential to the acquisition, improvement, expansion, or replacement of the physical plant or equipment with respect to which such expenditures are made if the proposed expenditure for such planning, predevelopmental and developmental activities will exceed \$100,000.00. A Certificate of Need for Planning shall be limited to the planning, predevelopmental and developmental activities and shall not include approval for actual construction, purchase of equipment, and acquisition of the proposed facility or service. Issuance of a Certificate of Need for Planning shall not be construed as binding upon the State Board of Health for issuance of a Certificate of Need for the proposed new institutional health service.

Section 11. Continuing Effect of Certificate of Need. A Certificate of Need issued under Subsection 4(6) and Sections 8 and 9 of this Act shall be valid for a period not to exceed twelve months and may be subject to one extension not to exceed six months provided the criteria for extension as set forth in the rules and regulations of the State Board of Health are met. If no obligation has occurred within such period, the Certificate of Need shall be considered terminated and shall be null and void. Should the obligation be incurred within such valid period, the Certificate of Need shall be continued in effect

for a period not to exceed one year, or the completion of the construction project, whichever shall be later, or the inauguration of the service, or the actual purchase of equipment. Failure to commence the construction project within the time period stated in the construction contract, or within one year after issuance of the Certificate of Need, or to complete the construction within the time period specified, shall render the Certificate of Need null and void. Provided, however, the State Board may continue the Certificate of Need in force if it can be shown that the construction work has not ceased or otherwise been stopped for a period not to exceed two consecutive months during the specified construction period for causes beyond the control of the applicant. Applicants who held valid Certificates of Need which were terminated under this Section may file a new application for Certificate pursuant to and subject to the provisions of this Act. Upon completion of the construction and issuance of a Certificate of Completion, or the receipt of proof of purchase of equipment, the Certificate of Need shall be continued in force and effect. Certificates of Need shall not be transferable or assignable and shall be valid solely to the person named thereon.

Section 12. Health Facilities Review Council. There is hereby established an agency of the State of Alabama to be known as the Health Facilities Review Council. The Review Council may conduct public hearings as required under this Act and shall make its report and recommendations to the State Committee of Public Health acting for the State Board of Health. The staff of the State Health Planning and Development Agency shall make a monthly report to the Review Council of all activities of the review agencies. The Review Council shall consist of seven members to be appointed by the Chairman of the State Committee of Public Health from a list of not less than fourteen nominees of the Statewide Health Coordinating Council. No executive or staff member of a Health Systems Agency or a member of the project review committee of a Health Systems Agency shall be eligible to serve on the Health Facilities Review Council. The term of office on the Review Council shall be concurrent with their appointment to the Statewide Health Coordinating Council, or three years from date of appointment if not a member of the Statewide Health Coordinating Council. Not less than four members of the Health Facility Review Council shall be consumers of health services, and the remainder may be providers of health services. The Review Council shall elect its Chairman. Three members of the Council, one of which shall be a consumer, shall constitute a quorum.

The Review Council shall be remunerated a minimum of \$50.00 per diem for each day of official activity plus reimburse-

ment for travel and expenses according to the current rate for employees for the State of Alabama. There is hereby authorized an appropriation from the general fund of the State of Alabama an annual amount sufficient to defray the costs of the Review Council upon request and recommendation of the State Health Officer.

Section 13. Adoption and Public Notice of Review Procedures and Criteria. The State Board of Health, with the advice and consultation of the Statewide Health Coordinating Council, and after considering the recommendations of the Health Facilities Review Council and the Health Systems Agencies, shall prescribe by rules and regulations the review criteria and review procedures required by this Act. Said review criteria and review procedures shall be consistent with the provisions of this Act and with appropriate Federal Regulations adopted under the authority of PL 93-641. Prior to the adoption of rules and regulations the State Board of Health shall give wide publicity to the proposed rules and regulations and shall conduct a public hearing following legal notice of not less than thirty days. The public hearing shall be held in the City of Montgomery, Alabama. Prior to advertising the public hearing, the State Board of Health shall submit the proposed rules and regulations to the Health Systems Agencies, the Statewide Health Coordinating Council and other interested agencies. Future revisions of the rules and regulations shall be made as required in this Section for the original rules and regulations.

Section 14. Procedures for Review. The State Board of Health, pursuant to the provisions of Section 12 of this Act, shall prescribe by rules and regulations the procedures for review of applications for Certificates of Need and for issuance of Certificates of Need. Rules and regulations governing review procedures shall include, but not necessarily be limited to, the following:

a. Agreement with the Health Systems Agencies and other review agencies for review procedures consistent with this Act and Federal Regulations.

b. Application procedures and forms of the application necessary to elicit and provide all necessary information as required by the review criteria.

c. Establishment of a project review period of 90 days from the date the State Agency determines that the application is complete and notification thereof is made to the applicant. The rules and regulations may provide for a period of not more than fifteen days for determination of the completeness of the application, notification of the beginning and termination dates of the project review period, and criteria for determining by

the State Agency of an extension of the project review period not to exceed thirty days with or without the consent of the applicant. An extension of the review period without limitation may be made with the written consent of the applicant. All reviews must be completed prior to the termination of the review period. If the State Agency does not make a decision within the period of time specified for State Agency review, the proposal shall be deemed to have been found not to be needed.

d. Provision for a "non-substantive" review which shall be a modified review applicable to proposals for capital expenditures up to \$500,000.00 and which (1) do not result in a substantial change in a service, or (2) propose equipment to upgrade or expand an existing service, or (3) increase the bed capacity by not more than ten percent of the existing bed capacity, provided that such increase in bed capacity is consistent with the State Medical Facilities Plan.

e. Public notification of receipt of applications, review periods, public hearings, meetings of the Health Facilities Review Council and the State Committee of Public Health, acting as the State Board of Health, decisions of the State Agency, fair hearings if requested, and final decisions regarding Certificate of Need.

f. Public hearings on the application for Certificate of Need. The State Board of Health and the Health Systems Agency shall make provisions for a public hearing in the course of agency review if requested by one or more persons directly affected by the review. These hearings may be held by the Health Systems Agency on behalf of itself and the State Board of Health under agreement between the two agencies. However, such joint public hearings shall not deprive the applicant of his right to a hearing before the Review Council and the State Committee of Public Health.

g. Schedule for reviews to include hearings before the review agencies, beginning and ending of review periods, and time of the review period as provided in this Section.

h. Provision of the applicant to submit such information that he may deem advisable in justification of the application over and above the minimum information required by this Act and the regulations adopted thereunder.

i. Provisions for periodic reports by the health provider or applicant respecting the development of the proposal subject to review and for which a Certificate of Need is issued.

j. Provisions for written findings, as appropriate, which the State used as the basis for its decision or any recommenda-

tion of the State Agency. Such findings and recommendations shall be available to the applicant and to other interested persons upon request and upon payment of a reasonable fee to cover actual costs of reproduction and handling.

k. Notification upon request of providers of health services and other persons subject to review of findings, recommendations and decisions made under this Act.

l. Provision for a Public Hearing upon written request and for good cause by any person for the reconsideration of a decision by the State Board of Health. Request for a public hearing shall be made in writing not more than thirty days subsequent to the date of the decision and shall have the effect of holding in abeyance the final decision subject to the outcome of the public hearing.

m. Provision that no decision of the State Board of Health under this Act shall be deemed final until 31 days following the date of the decision.

n. Provision that any adverse decision of the State Board of Health or any decision of the State Board of Health that is inconsistent with the recommendations of the Health Systems Agency may be appealed to an agency of the State (other than the State Board of Health) designated by the Governor. The appeal proceedings shall be conducted pursuant to the requirements of the State of Alabama, regulations adopted hereunder, and Federal regulations. Request for a fair hearing by the Health Systems Agency or the applicant shall be made within thirty days of the decision by the State Agency and shall have the effect of holding in abeyance the decision subject to the outcome of the fair hearing. The decision of the appeals agency shall be considered the final decision of the State Agency provided, however, the applicant or the Health Systems Agency may appeal the decision to the Circuit Court of the county in which the applicant resides or of the county in which the applicant is situated.

o. Preparation and publication, at least annually, of reports by the State Agency to the review being conducted, decisions reached, Certificates issued, and status of proposals.

p. Access by the general public to applications reviewed by the State Board of Health and to other written material pertinent to the review.

q. Provisions for letters of intent in the case of construction projects by persons proposing such projects. Letters of intent shall be in such detail as the State Board of Health may direct by regulations. Letters of intent shall not substitute

for the formal application for Certificate of Need as provided herein.

r. Provision that the review procedure may vary according to the purpose for which a particular review is being conducted and/or the nature and type of service or expenditure proposed.

Section 15. Injunctive Relief and Penalties for Violation of Act.

a. Injunctive relief against violations of this Act or any reasonable rules and regulations of the State Board of Health may be obtained from the Circuit Court of Montgomery, County, Alabama, at the instance of the State Board of Health, any holder of a Certificate of Need that is adversely affected in the exercise of privileges thereunder by such violation, or any member of the public directly and adversely affected by such violation. Upon written request by the State Board of Health, it shall be the duty of the Attorney General of the State of Alabama to furnish such legal services as may be appropriate and to prosecute such action for injunctive relief to an appropriate conclusion.

b. The State Board of Health shall not issue a license to operate new inpatient beds or any health care facility constructed or acquired in violation of this Act and without a Certificate of Need issued pursuant to this Act.

c. Any facility or service provided or constructed in violation of this Act and without a Certificate of Need shall not receive reimbursement for services rendered by the health care facility or for the service provided by the facility which is provided in violation of said Act without Certificate of Need. This provision applies to all reimbursement programs administered by the State of Alabama. Recommendations will be made to other reimbursing agencies that reimbursement be denied.

Section 16. Expense of Administration by State Health Planning and Development Agency and Health Facilities Review Council.

a. Each application for Certificate of Need shall be accompanied by a fee of one-tenth of one percent (0.1%) of the estimated cost of the proposed cost of the new institutional health service, or a minimum of \$100.00 and a maximum of \$1,000.00 per application. Fees shall be used for the purpose of defraying the lawful operating expense of the Certificate of Need program conducted by the State Board of Health and of the Health Facilities Review Council.

b. Application fees collected for issuance of a Certificate of Need for Planning shall be deducted from the fee required for the Certificate of Need for the actual construction work planned as a result of the Certificate of Need for Planning.

c. Each application for a Certificate of Need for an existing health facility or service filed under the provisions of Section 4-b of this Act, shall be accompanied by a fee of \$50.00.

d. There is hereby authorized to be appropriated from the general funds of the State of Alabama such amounts as may be necessary from time to time to defray the costs of administering this Act over and above such fees as may be collected under this Section.

e. Application fees collected under this Act shall not be refundable. Fees collected under this Act are hereby appropriated for the purposes stated in this Act.

f. All fees collected under this Act shall be retained in a separate fund for the purpose of enforcing and administering this Act, and shall be disbursed as other funds of the State are disbursed.

Section 17. The State Health Planning and Development Agency shall enter into contractual agreements with Health System Agencies for review and recommendation of applications for Certificate of Need. Payment for contractual review and recommendation services may be made from funds derived from Section 15 of this Act.

Section 18. Severability Clause. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 19. Law Repealed. The provisions of this Act are cumulative and insofar as possible, they shall be construed in pari materia with other laws relating to public health; nevertheless, all laws or parts of laws which conflict with this Act are repealed; and Section 13 of Act No. 530, H. 635 of the Regular Session of 1949 is specifically repealed.

Section 20. Effective Date. This Act shall become law effective upon its passage by the Legislature and approval by the Governor, or its otherwise becoming a law.

Approved June 16, 1977.

Time: 2:55 P.M.

Act No. 83

H. 86—Weeks

AN ACT

Relating to all counties having populations not less than 22,575 nor more than 23,800 inhabitants according to the 1970 or any subsequent federal decennial census; providing a civil service system based on merit to govern the appointment, removal, tenure, and official conduct of full-time law enforcement officers of any such county and the municipalities therein; defining violations of the act; imposing penalties for violations; and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this act shall apply to all counties having populations of not less than 22,575 nor more than 23,800 inhabitants according to the 1970 or any subsequent federal decennial census.

Section 2. As used in this act, unless the context clearly requires a different meaning:

(a) "County or any municipality therein" means any county to which this act applies and any municipality in such county.

(b) "Law enforcement officer" means and includes any policeman, deputy sheriff, warden, jailer, radio operator or other full-time law enforcement officer not excepted by Section 3 of this act who is regularly employed in the service of any county to which this act applies or any municipality therein.

(c) "Board" means the civil service board created by this act.

(d) "Appointing authority" means in the case of employees in the offices of the elected officers of the county and those municipalities so choosing, such elected officers; in the case of all other law enforcement officers, the governing body, the board or other agency supervising their work.

Section 3. The provisions of this act shall apply to all law enforcement officers in the service of the county sheriff and/or the chief of police of any municipality under the jurisdiction of the civil service board herein created and, at the option of such sheriff or chief of police, the chief deputy, assistant chief of police, secretaries or clerks required in general duty for the orderly functioning of the offices of such law enforcement officers except: (a) Elected officers; (b) members of appointive boards, commissions and committees.

Section 4. All law enforcement officers and employees of the county or any municipality therein not excepted by Section 3 of this act shall be governed by civil service system rules and regulations prescribed in or promulgated pursuant to this

act, administered by a civil service board, the creation of which is provided for in Section 5 hereof. Present employees shall remain in their respective employments during good behavior; but nothing herein shall be construed to prevent or preclude the removal of an employee for cause in the manner hereinafter provided; and such employees, except for appointment, shall be subject fully to the provisions of this act.

Section 5. There is hereby created in each county to which this act applies the Civil Service Board of County, which shall be composed of three (3) members appointed by the members of the legislature who represent the county or any portion thereof. The following groups shall each submit the names of three (3) nominees:

1. The legislative delegation of that county or any portion thereof;
2. The local fraternal order of police;
3. The county commission.

The legislative delegation shall appoint one member from the nominees submitted by each group. The first appointees shall serve for terms of two (2) years, four (4) years and six (6) years, respectively, or until their successors are appointed. Thereafter, all appointees shall serve for a period of six (6) years. Initial terms of office shall be determined by drawing names after nominees have been appointed. No person shall be appointed to the board who is not a resident and qualified elector of the county and over the age of twenty-five years.

Members of the board shall take the constitutional oath of office, which shall be filed in the office of the probate judge. Vacancies on the board shall be filled in the same manner as original appointments. The members of the board shall elect a chairman and secretary from among their number. Any member of the board who becomes a candidate for, or is elected or appointed to another public office vacates his office as a member of the board.

Section 6. Each member of the board shall be paid twenty dollars (\$20.00) per month by the county from the county general fund. The board shall have power to appoint clerical assistance, engage legal counsel of its own choice, or use such clerical assistance and legal counsel as may be presently employed by the county.

Section 7. The board shall fix the times for its regular meetings; and it may hold special, adjourned or called meetings at any time. A majority of the members of the board shall

constitute a quorum for the transaction of business. All meetings of the board shall be held in the county courthouse.

Section 8. The board shall keep minutes of its meetings and a record of all business transacted by it. Its records, except those the rules of the board require to be held confidential for reasons of public policy, shall be open for inspection by any resident of the county at all reasonable times.

Section 9. The board shall have power to make rules and regulations governing examinations, eligible registers, appointments, transfers, salaries, promotions, demotions, annual and sick leave, and such other matters as may be necessary to accomplish the purposes of this act. A rule or regulation may be made effective only after a public hearing is held on the proposal thereof and after a certified copy thereof has been filed with the office of probate judge. All employees shall be appointed upon a non-partisan merit basis. There shall not be appointed, and the board shall not examine, any person who is not a citizen of the United States. The board shall: 1) Classify the different types of services to be performed in the service of the county or city, as the case may be; 2) prescribe qualifications, including those of education, training, and experience, for the appointees and incumbents of each class; 3) with the approval of the appointing authority, fix a maximum and minimum salary for each class; and 4) allocate each position in the service to its proper class. It shall provide for the periodic rating of employees according to their merit to determine whether they are maintaining standards of service. The board shall establish rules and regulations governing dismissals, suspensions, layoffs, terminations, and leaves of absence, and the severance of an employee's relationship with the county or city, as the case may be, shall be in accordance with such regulations.

Section 10. The salary to be paid each subordinate employee shall be determined by his appointing authority; and the salary to be paid each department head employee shall be determined by the county or city governing body; but in every case the salary paid shall be within the pay plan and pay rules and regulations established by the board and shall be no more than the board approves. It shall be unlawful for any official or employee to draw or issue any warrant on the county or city treasury for the payment of salary to any employee covered by the provisions of this act unless the warrant is in a amount authorized by the board to be paid such employee. A sum paid as salary contrary to the provisions of this section may be recovered in an action brought by any resident of the county against the official or employee who draws or issues the warrant on or against the sureties on his bond.

Section 11. The board shall make and keep a register of all persons eligible and available for appointment to each class of position in the service of the county or city ranked according to ability. Layoffs available for reemployment shall be placed at the head of the proper present and subsequent eligible registers in the inverse order of their terminations. Employees who voluntarily terminate their services may be granted reemployment status upon proper eligible registers under such circumstances and in such manner as may be provided for in the board's rules and regulations, subject, however, to stipulations of this section concerning layoffs. Persons desiring appointment may file applications with the board, and the board shall, from time to time, conduct examinations to test the ability of such applicants. All qualified applicants shall be examined, and examinations shall be public, competitive, and, subject to limitations specified by the Alabama Peace Officers Standards and Training Commission Act, Act No. 1981, H. 732, Regular Session 1971 (Acts of 1971, vol. IV, p. 3224).

Examinations shall be practical in character and shall relate to those matters which test the ability of the person examined to discharge intelligently the duties of the position for which he applies. In no case shall an appointment be made from an eligible register which is more than two years old, and no eligible register shall be the result of more than one examination.

Section 12. Whenever a vacancy exists in any position in the service of the county or city, it shall be filled by appointment of one of the three (3) persons who rank highest on the appropriate eligible register of the board or by transfer within the service of the county or city from another position of the same class. However, the ranking layoff of the same class shall be appointed in every instance. Whenever it is impossible for the board to certify eligible persons to a vacancy, the board may authorize the appointing authority to fill the vacancy temporarily pending the establishment of an eligible register. No such authorization may be given for longer than one hundred and twenty days, and no such employee shall have status under this act. All appointments, other than temporary appointments, shall be probationary for six months from the date of appointment. A probationary subordinate employee may be discharged by his appointing authority for unsatisfactory service at any time before the expiration of that period if the action is approved by the board; a probationary department head employee may be discharged or demoted similarly by his appointing authority upon approval by the Board. After the expiration of the probationary period, an appointment shall become permanent.

Section 13. An appointing authority shall have authority to suspend an employee for any personal misconduct, or fact, affecting or concerning his fitness or ability to perform his duties in the public interest. In the event an employee is suspended for more than five (5) days, he shall be entitled to a public hearing by the board upon written demand filed within five (5) days from the date of the order of suspension. If, after hearing, the board determines that the action of the appointing authority was not with cause, the suspension shall be revoked.

Section 14. a) The sheriff or governing body of the county or city or the chief law enforcement officer of the city can remove, discharge, or demote any employee, officer or official of the county or city who is subject to the provisions of this act and who is directly under such governing body, member thereof, or officer, provided that within five (5) days a report in writing of such action is made to the board, giving the reason for such removal, discharge, or demotion. The employee shall have ten (10) days from the time of notification of his discharge, removal, or demotion in which to appeal to the board. The board shall thereupon order the charges or complaint to be filed forthwith in writing and shall hold a hearing de novo on such charges. No permanent employee or law enforcement officer whose employment comes within the jurisdiction of this act, and whose probationary period has been served, shall be removed, discharged, or demoted except for some personal misconduct, or fact, rendering his further tenure harmful to the public interest, or for some cause affecting or concerning his fitness or ability; and if such removal, discharge or demotion is appealed to the board, then the same will become final only after a hearing upon written charges or complaint has been had and after an opportunity has been given him to face his accusers and be heard in his own defense. Pending a hearing on said appeal, the affected employee or officer may be suspended, and after such hearing the board may order said employee reinstated, demoted, removed, discharged, or suspended, or take such other disciplinary action as in their judgment is warranted by the evidence and under the law. Charges may be filed by any United States citizen as follows: The charges must be in writing, must set forth succinctly the matters complained of, and must be sworn to before any member of the board or before any person authorized to administer oaths. Upon the receipt of such charges, the board, after due consideration, shall determine whether in its opinion it considers that the good of the service will be served by a trial thereon; and, if not, such charges may be dismissed by the board. If in the judgment of the board such charges are of a minor nature, such charges may be referred

by the board to the sheriff or proper department head who shall make an investigation of the charges and make his recommendation to the board within such time as the board may prescribe, as to what disciplinary action, if any, should be taken. After such recommendation is made by the sheriff or department head and after due notice is given to the affected officer or employee of the receipt of such recommendation and the contents thereof, the board may, in its discretion, adopt and order executed the action recommended by the sheriff or department head or any part thereof. However, if the complainant or the affected officer or employee, or both of them, objects to the recommendation of the sheriff or department head, the board shall hold a public hearing de novo on the charges, and take such disciplinary action as in their judgment is warranted by the evidence and under the law. All hearings before the board shall be open to the public. All testimony given in all hearings before the board shall be taken down in shorthand by a stenographer. In all cases, the decision of the board shall be reduced to writing and entered in the record of the case. In all proceedings before the board involving a county employee, the county attorney may appear and prosecute all charges instituted by the county governing body or any member thereof or by the sheriff or by any department head, when requested or directed to do so by such county governing body. In all proceeding before the board involving a city officer or employee the city attorney may appear and prosecute all charges instituted by the city governing body or any member thereof, or by any department head, when requested or directed to do so by such city governing body. It shall not be the duty of the county or city attorney to prosecute any charges brought by a private citizen. In all proceedings before the board, the county or city attorney may appear and represent the interests of the county or city and he shall also give such legal advice and legal assistance to the board as may be requested by it.

The board and its specially authorized representatives shall have the power to administer oaths, take depositions, certify official acts, and issue subpoenas to compel the attendance of witnesses and production of papers necessary as evidence in connection with any hearing, investigation, or proceeding within the purview of this act. The sheriff or chief of police or some other law enforcement officer of the county or city shall serve all processes of the board, and shall attend upon and preserve order at all public hearings conducted by the board. In case a person refuses to obey such subpoena, the board or its representative may invoke the aid of any circuit court in order that the testimony or evidence be produced. Upon proper showing, such court shall issue a subpoena or order requiring the person to appear before the board or its representative and

produce all evidence and give all testimony relating to the matter in issue. A person who fails to obey such subpoena order may be punished by the court as for contempt. The fees of witnesses for attendance and travel shall be the same as fees for witnesses in the circuit courts of this state, which fees shall be paid from the treasury of the county or city, as the case may be.

b) Any person aggrieved by a decision of the board may appeal such decision to the circuit court of the county within thirty (30) days from the rendition of such decision by the board. Review by the court shall be without a jury and be confined to the record, and to a determination of the questions of law presented; the board's findings of fact shall be final and conclusive.

Section 15. No employee shall make, solicit or receive any assessment, donation, subscription or contribution for any political purpose whatsoever, or be a member of a committee or an officer of a political party, or take any part in its management or affairs except to exercise his right as a citizen to express his opinion and cast his vote; no employee shall assist any candidate for nomination or election to public office, or make any public statement in support of or against any such candidate, or participate in any manner whatever in the campaign of any candidate in any general or primary election; and no employee shall receive any appointment or advancement as a reward for his support of a candidate for office or a political party; nor shall he be dismissed, suspended or reduced in rank or pay as punishment for his failure to support any candidate for political office.

Section 16. The compensation and all other expenses of the board arising under the provisions hereof shall be paid from funds of the county on the order of the board in the same manner as other county salaries and expenses are paid, provided, however, that the total expenditures in any one year shall not exceed five thousand dollars (\$5,000.00) without the approval of the county governing body. The county governing body shall provide the board an office in the county courthouse, which shall be suitably equipped and furnished for the needs of the board, and telephone service, postage, office supplies, and stationery. At the end of the county's fiscal year, the board shall prorate the total sum which it has expended for the purposes of this act between itself and the cities subject to this act, charging each with such part of the total sum so expended as the total number of officers or employees of such county or city, who were subject to the provisions of this act on the last day of the county's fiscal year bears to the total number of officers or employees of the county and cities sub-

ject to the provisions of this act on such last day of the county's fiscal year. The sum so arrived at by the county as the proper contribution of each shall be certified to the chairman of the board and when approved by him in writing, shall become a liability of the respective county or city, and shall be paid immediately to the county. In the event any contribution levied hereunder shall not be paid within thirty (30) days after approval by the board chairman, the county may bring suit therefor in any court of competent jurisdiction and any judgment so recovered shall be satisfied from any funds in such treasury or funds against which such contribution levy lies. In the event the salaries of employees of a county or city are paid in part from different treasuries or different funds in the same treasury, the liability for this contribution shall accrue against such various treasuries or funds in the same proportion as the salaries of the employees of the county or city are paid therefrom.

Section 17. Any person in the service of the county or city by appointment under civil service rules or regulations who wilfully violates any of the provisions of this act, or any rule or regulation issued in pursuance thereof, shall be dismissed from service under the system and shall not be reappointed for two years.

Section 18. Any person who violates any of the provisions of this act shall be guilty of a misdemeanor.

Section 19. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 20. All laws or parts of laws which conflict with this act are hereby repealed.

Section 21. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved June 16, 1977.

Time: 2:55 P.M.

GOVERNOR WALLACE'S ADDRESS TO THE
SECOND SPECIAL SESSION
OF ALABAMA LEGISLATURE
JUNE 27, 1977
STATE CAPITOL BUILDING
HOUSE CHAMBER

STATE OF ALABAMA
PROCLAMATION
BY THE GOVERNOR

WHEREAS, the Legislature of Alabama, during its Regular Session of 1977, voted to propose eleven amendments to the Constitution of Alabama of 1901; and

WHEREAS, the Legislature of Alabama, during the First Special Session of 1977, voted to propose two amendments to the Constitution of Alabama of 1901; and

WHEREAS, the Legislature of Alabama has ordered an election to be held on August 16, 1977, upon those amendments to the Constitution of Alabama of 1901 proposed during the 1977 Regular Session; and has ordered an election to be held on September 13, 1977, upon those amendments to the Constitution of Alabama of 1901 proposed during the First Special Session of the Legislature of 1977; and

WHEREAS, it is estimated that the total cost of each such election would be in excess of \$500,000.00; and

WHEREAS, it is the duty of all branches of government to insure that all excessive and unnecessary expenditures be avoided; and

WHEREAS, there exist these extraordinary and special circumstances which compel and demand the convening of the Legislature of Alabama in an extraordinary session as prescribed by Section 122 of the Constitution of Alabama of 1901 in the public interest and for the public good:

NOW THEREFORE I, George C. Wallace as Governor of the State of Alabama, do hereby proclaim and direct that the Legislature of the State of Alabama convene in extraordinary session at the seat of government in Montgomery, Alabama, at

2:30 p.m. on Tuesday, June 28, 1977; and I do hereby designate the following specific subject and matter, which I as Governor deem necessary to be considered and acted upon by the Legislature in extraordinary session assembled:

1. A joint resolution to change the date for holding the election on the amendments to the Constitution of Alabama of 1901 proposed during the 1977 Regular Session of the Alabama Legislature from August 16, 1977, to September 13, 1977.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Alabama to be affixed by the Secretary of State at the Capitol in Montgomery, Alabama, on this 27th day of June, 1977.

GEORGE C. WALLACE

Governor

ATTEST:

MRS. AGNES BAGGETT

Secretary of State

ALABAMA LAWS

And Joint Resolutions

SECOND SPECIAL SESSION, 1977

Act No. 1

S.J.R. 2—Owen

SENATE JOINT RESOLUTION

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the acts and journals of the First Special Session and the Second Special Session of 1977 be bound together.

Approved June 29, 1977.

Time: 4:00 P.M.

Act No. 2

S.J.R. 4—Goodwin

SENATE JOINT RESOLUTION

PROVIDING FOR THE DATE OF THE SPECIAL CONSTITUTIONAL AMENDMENT ELECTION FOR CERTAIN AMENDMENTS PROPOSED AT THE 1977 REGULAR SESSION OF THE LEGISLATURE.

WHEREAS, the special constitutional amendment election ordered to be held on August 16, 1977, by Act 234, H. 853, Regular Session 1977; Act 235, S. 642, Regular Session 1977; Act 236, H. 1030, Regular Session 1977; Act 238, H. 891, Regular Session 1977; Act 239, H. 292, Regular Session 1977; Act 324, S. 651, Regular Session 1977; Act 410, H. 723, Regular Session 1977; Act 411, H. 928 Regular Session 1977; Act 412, H. 1360, Regular Session 1977; Act 595, S. 19, Regular Session 1977; Act 599, H. 194, Regular Session 1977; will cause unnecessary expenses for the State and the several counties in view of the fact that these amendments can be voted on at the same time as other amendments submitted at the First Special Session of 1977 without detriment to the people or the public interest; and

WHEREAS, the Justices of the Supreme Court of Alabama on a former occasion advised the Legislature in an Opinion

of the Justices, No. 177, 275 Ala. 372, 1963, that there is no constitutional impediment in the same Legislature at a succeeding session changing the date for holding the election on a proposed amendment; and

WHEREAS, the State can avoid expenses in excess of \$500,000.00 by changing the date of these proposed amendments to September 13, 1977; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, that an election upon the amendments proposed by Acts 234, 235, 236, 238, 239, 324, 410, 411, 412, 595, and 599 of the 1977 Regular Session of the Alabama Legislature is ordered to be held on September 13, 1977, and the orders in Acts 234, 235, 236, 238, 239, 324, 410, 411, 412, 595, and 599 of the 1977 Regular Session of the Alabama Legislature, setting the election to be held on August 16, 1977, are hereby rescinded.

RESOLVED FURTHER that the Secretary of the State, the Honorable Agnes Baggett, is hereby directed to recall her certificate dated June 17, 1977, and forthwith to notify the probate judges of the several counties of this order.

Approved June 29, 1977.

Time: 4:00 P.M.

Act No. 3 S.J.R. 5—St. John, Adams, Baker, Bank, Clemon, Edwards, Ellis, Fine, Gilmore, Goodwin, Higginbotham, Jones, King, Little, McDonald (A), McDonald (S), McMillan, Miller, Mims, Mitchell, Noonan, Owen, Pearson, Peden, Perloff, Perry, Powell, Roberts, Shelby, Stewart, Teague, Vacca, Waldrop, Wilson

MOURNING THE DEATH OF DR. WERNHER VON BRAUN.

SENATE JOINT RESOLUTION

WHEREAS, the Legislature of Alabama was deeply saddened by the death of Dr. Wernher von Braun on June 16, 1977, in Alexandria, Virginia, at the age of 65; and

WHEREAS, Dr. von Braun, a brilliant scientist, engineer and designer with a genius for the creative application of tech-

nology, was imbued from early youth with an avid interest in rocketry and space exploration, and a consuming desire for knowledge in this field which led to his development of test rockets that were to be used by Germany, not in the interest of space exploration, but as deadly weapons during World War II; the V-2 rocket, however, was to become the forerunner of the United States' Saturn 5 which sent American astronauts to the moon and won, for Dr. von Braun, a place of lasting prominence in world history; and

WHEREAS, Wernher von Braun, who became a citizen of his adopted United States, was for many years a resident of Alabama, having been sent by the Army to Redstone Arsenal in Huntsville where he first was assigned to build a long range missile capable of carrying nuclear weapons; he later was transferred to the National Aeronautics and Space Administration and became Director of NASA's George C. Marshall Space Flight Center where his brainchild, the Saturn 5 rocket, was developed and built; and

WHEREAS, Dr. von Braun has been eulogized as "a man whose eyes were steadfastly fixed on the future . . . He had the mind of a scientist, the hands of an engineer, the soul of a poet and the vision of a prophet"; he further was a man who holds a place in the hearts of us all and one to whom the entire world owes a debt of gratitude; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do deeply and grievously mourn the death of Dr. Wernher von Braun, a beloved former citizen of the State of Alabama, and extend our most sincere and heartfelt sympathy to his family.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Dr. von Braun's wife, Mrs. Maria von Braun, and to their daughters, Iris and Margrit, and their son, Peter, that they may know of our shared sorrow in their great loss.

Approved June 29, 1977.

Time: 4:00 P.M.

Act No. 4

S.J.R. 6--Little

SENATE JOINT RESOLUTION

WHEREAS, Mr. E. L. Mayton served with distinction for

28 years as the first and only superintendent of Auburn University Agricultural Experiment Station's Piedmont Substation until his retirement in 1973; and

WHEREAS, Mr. Mayton's outstanding work in the establishment of this agricultural research station in Tallapoosa County contributed much to the agricultural progress in this region of our State; and

WHEREAS, Mr. Mayton made valuable contributions to agriculture in Alabama through his service as a teacher and researcher in the Department of Agronomy and Soils, Auburn University, from June 1, 1929, until January 1, 1945; and

WHEREAS, this graduate of Auburn University in the class of 1929 has exhibited untiring loyalty and devotion to his alma mater throughout the years, and has by his tireless support of agriculture and agricultural research contributed immeasurably to the furtherance of this State; and

WHEREAS, the Auburn University Board of Trustees has unanimously recommended the naming of the Office-Auditorium Building at the Piedmont Substation for Mr. Mayton; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that in recognition of the devotion and outstanding service of Mr. Mayton to Auburn University and to the people of the Piedmont Area and the State of Alabama, that the building be designated, named, and known as the E. L. Mayton Auditorium.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Mr. Mayton and members of his family and to Auburn University for its records.

Approved June 29, 1977.

Time: 4:00 P.M.

Act No. 5 S.J.R. 7—King, Adams, Baker, Bank, Clemon, Edwards, Ellis, Fine, Gilmore, Goodwin, Higginbotham, Jones, Little, McDonald (A), McDonald (S), McMillan, Miller, Mims, Mitchell, Noonan, Owen, Pearson, Peden, Perloff, Perry, Powell, Roberts,

St. John, Shelby, Stewart, Teague,
Vacca, Waldrop, Wilson

SENATE JOINT RESOLUTION

COMMENDING DR. BENJAMIN B. GRAVES AND THE UNIVERSITY OF ALABAMA AT HUNTSVILLE FOR THE ESTABLISHMENT OF A CHAIR IN SCIENCE AND ENGINEERING IN MEMORY OF DR. WERNHER VON BRAUN.

WHEREAS, the Legislature of Alabama has noted the recent establishment of a Chair in Science and Engineering at the University of Alabama in Huntsville in memory of the late Dr. Wernher von Braun, an appropriate memorial initiated by Dr. Benjamin B. Graves, and the University, to perpetuate the memory of a great and dedicated human being; and

WHEREAS, during the time he was Director of the Marshall Space Flight Center, Dr. von Braun's efforts and works contributed significantly to the growth and development of Science and Engineering at UAH and played an instrumental role in the creation of the University's Research Institute; and

WHEREAS, the establishment of this Chair will serve to commemorate the works and perpetuate the memory of Dr. Wernher von Braun; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do highly commend Dr. Benjamin B. Graves and the University of Alabama at Huntsville for their extraordinary initiative and promptness of action in establishing a Chair of Science and Engineering, a splendid and appropriate commemorative to Dr. Wernher von Braun.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Dr. Graves and to the University of Alabama in Huntsville that they may know of our wholeheartedly concurrence in their decision.

Approved June 29, 1977.

Time: 4:00 P.M.

**STATE OF ALABAMA
MONTGOMERY COUNTY**

**REPORT OF THE STATE JUDICIAL COMPENSATION
COMMISSION TO THE 1977 REGULAR SESSION
OF THE ALABAMA LEGISLATURE.**

Comes now the State Judicial Compensation Commission created by Section 6.09 of Article VI of the Constitution of Alabama, as amended, and files this report with the Alabama Legislature within the first five days of the 1977 Regular Session as provided in said section of the Constitution, viz:

1. The Commission recommends to the Legislature of Alabama the following salaries and expense allowances to be paid from the state treasury for all judges of this state except probate judges:

a. The salary of the Chief Justice of the Supreme Court of Alabama shall be forty thousand dollars (\$40,000) annually, and the salary of each associate justice of the Supreme Court shall be thirty-nine thousand five hundred dollars (\$39,500) annually.

b. The salary of the presiding judge of the Court of Civil Appeals shall be thirty-eight thousand five hundred dollars (\$38,500) annually; and the salary of the presiding judge of the Court of Criminal Appeals shall be thirty-eight thousand five hundred dollars (\$38,500) annually; and the salary of each of the associate justices of the Court of Civil Appeals and of the Court of Criminal Appeals shall be thirty-eight thousand dollars (\$38,000) annually.

c. The salaries of the judges of the Circuit Courts of this state shall be thirty-six thousand five hundred dollars (\$36,500) annually; provided that all laws, general, special and local, providing for the payment of supplemental salaries, compensation, and expense allowances to circuit judges by any county or counties shall be repealed; provided further, that the total compensation of no judge of the circuit court, including the salary, compensation, and expense allowances paid by the state and paid by any county or counties, shall be diminished during his current term of office. If the local, special, or general laws providing for the payment by a county or counties of supplemental salaries, compensation or expense allowances to the respective circuit judges of this state, are not repealed, then

the Commission recommends that the salaries of the circuit judges shall be twenty-five thousand dollars (\$25,000) annually paid from the state treasury.

d. The salary of each district court judge shall be twenty-two thousand five hundred dollars (\$22,500) annually paid from the state treasury, until such time as all laws providing for the payment by any county or counties of any supplemental salary, compensation or expense allowance to judges of district courts have been repealed, at which time further consideration will be given by the Commission to the matter of the salaries of district court judges.

2. The Commission recommends that travel and other expenses of judges be paid as follows, subject to the approval of the Chief Justice of the Supreme Court of Alabama:

a. All state trial judges, including circuit, district and special judges, shall be reimbursed their necessary and reasonable expenses of travel, including, but not limited to, transportation costs, meals, lodging, registration fees, tuition fees and membership fees, whenever traveling on official business away from the place of their permanent office, whether within or outside their circuits or districts, or whenever ordered by the Chief Justice to attend a conference, seminar, college, institute, or other education meeting within or outside the State of Alabama.

b. The judges and justices of the appellate courts shall be reimbursed their necessary and reasonable expenses of travel, including, but not limited to, transportation costs, meals, lodging, registration fees, tuition fees and membership fees when attending colleges, seminars, conferences, conventions, or other meetings and official business away from the permanent seat of the court within or outside the State of Alabama.

c. Any circuit court judge, district court judge or other trial court judge, including retired or supernumerary judges of such courts, who is ordered by the Chief Justice to temporary duty in any court, or is authorized by the administrative director of courts to attend an educational conference or meeting, shall be entitled to be reimbursed the actual expenses of travel, including, but not limited to, transportation costs, meals, lodging, membership fees, registration fees and tuition fees.

Unanimously adopted and respectfully submitted this 28th day of January, 1977.

CHARLES M. HOHENBERG, Chairman

BAILEY ANDERSON
THOMAS A. JOHNSTON, III
WILLIAM F. McDONNELL

Received and Filed with the Alabama House of Representatives this the 1st day of February, 1977.

JOHN W. PEMBERTON

Clerk of the House

Received and Filed with the Senate of Alabama this the 1st day of February, 1977.

McDOWELL LEE

Secretary of the Senate

STATE OF ALABAMA—JUDICIAL DEPARTMENT
IN THE SUPREME COURT OF ALABAMA
OCTOBER TERM 1976-77

ORDER

WHEREAS, Section 150 of the Constitution of Alabama empowers the Supreme Court of Alabama to promulgate rules governing the administration of all courts and rules governing practice and procedure in all courts; and

WHEREAS, Act No. 1205, Acts of Alabama, 1975 Regular Session, provides for the implementation of a unified judicial system as mandated by the Judicial Article, Amendment 328 to the Constitution of Alabama; and

WHEREAS, Act No. 1205, Acts of Alabama, 1975 Regular Session, provides in Article 16, "Court Finances," for the phasing-in of the assumption by the state of the responsibility to finance the operation of the unified judicial system; and

WHEREAS, a reading of Section 16-103(b)(2) and 16-107 of Act No. 1205, Acts of Alabama, 1975 Regular Session, during this interim period preceding implementation, has raised questions regarding the applicable dates of state assumption of the responsibility to purchase clerical office supplies, including forms; and

WHEREAS, the Supreme Court of Alabama desires to resolve and eliminate any misunderstandings which might arise regarding the applicable dates of state assumption of the responsibility to purchase clerical office supplies, including forms;

NOW, THEREFORE, IT IS CONSIDERED AND ORDERED by the Supreme Court of Alabama on this the 11th day of January, 1977, as follows:

1. That the rule contained in Exhibit "A" to this order be and hereby is adopted, and incorporated into the Alabama Rules of Judicial Administration as Rule 44 thereto.

2. That this rule shall be effective immediately.

All Justices concur.

EXHIBIT "A"

Rule 44. Clerical Office Supplies.

(A) Offices of Judges.—All clerical office supplies used in circuit and district judges' offices shall be purchased by the state starting January 16, 1977, and thereafter. These supplies may be purchased pursuant to the procedure established by Section 16-103(b)(3) of Act No. 1205, Acts of Alabama, 1975 Regular Session.

(B) Offices of Clerks and Registers.—All clerical office supplies, including forms, used in offices of circuit court clerks, registers and district court clerks, including offices of clerks of juvenile courts, family courts and domestic relations courts, shall be purchased by the respective counties through September 30, 1977; thereafter, purchasing responsibility shall be assumed by the state and such clerical office supplies, including forms, may be purchased in accord with procedures established by Section 16-103(b)(c) of Act No. 1205, Acts of Alabama, 1975 Regular Session.

COMMENT: This rule clarifies any misunderstandings which might arise regarding the applicable dates of state assumption of the responsibility to purchase clerical office supplies, including forms. A thorough reading of Act No. 1205, Acts of Alabama, 1975 Regular Session, especially Sections 16-103(b)(2) and 16-107, establishes a phasing-in of state assumption of the responsibility to purchase clerical office supplies, including forms. This rule is consistent with language found in Section 16-107 of Act No. 1205, Acts of Alabama,

1975 Regular Session, which provides, in part, that supplies located in offices of the judicial system covered by the inventory shall become the property of the state on the date the furniture and equipment located in those offices becomes the property of the state.

I, J. O. Sentell, Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true and correct copy of the instrument(s) herewith set out as same appears of record in said Court.

Witness my hand this 14th day of June, 1977.

J. O. SENTELL,

Clerk, Supreme Court of Alabama

ORDER ON DISTRICT COURT RULES

The following order was adopted by the Supreme Court of Alabama on October 6, 1976:

WHEREAS, the Supreme Court of Alabama appointed an Advisory Committee on District Court Civil Rules of Practice and Procedure to make recommendations for civil practice and procedure rules for the new District Court; and,

WHEREAS, after receiving the recommendations from this committee, the Supreme Court made some changes; and,

WHEREAS, the Supreme Court wishes to afford an opportunity for the bench and bar to make objections, comments and criticisms of the rules but desires to have said rules published and available to the bench and bar of the state prior to January 16, 1977, the date of the establishment of the new District Court; and,

WHEREAS, it is desirable that the new District Court Rules be made a part of the Alabama Rules of Civil Procedure;

NOW, THEREFORE, IT IS ORDERED by the Supreme Court of Alabama on this the 6th day of October, 1976, as follows:

1. That the Alabama Rules of Civil Procedure be amended to include the District Court Civil Rules as appears in the attached Exhibit "A" and that such amended rules be applicable to the practice and procedure in the new district court including the small claims division thereof;

2. That the rules contained in Exhibit "A" along with a copy of this order be published in the Alabama Lawyer and such other publications as the Clerk of the Supreme Court may deem advisable;

3. That the date of Friday, November 19, 1976, is hereby set as the last date for receipt by the Clerk of written objections, suggestions, comments and recommendations as to any of these rules;

4. That the date and time of Tuesday, November 23, 1976, at the Judicial Building in Montgomery, Alabama, at 10:00 A.M. is set as the date, time and place for hearing of oral presentations as to objections, comments, recommendations and suggestions as to any of these rules;

5. The Clerk is further authorized to transmit a copy of this order along with Exhibit "A" to West Publishing Company immediately and West Publishing Company is requested to publish the amended Alabama Rules of Civil Procedure with the new district court rules and make the publication available to the Bench and Bar of Alabama well in Advance of January 16, 1977;

6. The effective date of the rules of practice and procedure for the new district court shall be January 16, 1977;

7. The Court reserves the right to make changes in the rules contained in Exhibit "A" following receipt of oral and written objections, comments, criticisms, and suggestions from the Bench and Bar.

MODIFICATIONS TO THE ALABAMA RULES OF CIVIL PROCEDURE FOR APPLICABILITY IN THE DISTRICT COURTS

RULE 1

Scope of Rules

(a) Scope. These rules govern procedure in the circuit courts and in courts of full, like jurisdiction, in the district courts as provided in sub-paragraph "(dc)" of each rule, in the small claims courts as provided in Rule N of the Small Claims Court Rules, and in all other courts where appeals lie directly to the Supreme Court or Court of Civil Appeals, in all suits of a civil nature, including those in which the State of Alabama or a political subdivision thereof is a party, whether cognizable as cases at law or in equity, except probate courts

not exercising statutory equibale jurisdiction, and proceedings enumerated in Rule 81, and other exceptions stated in Rule 81.

(b) Effect. These rules effect an integrated procedural system vital to the efficient functioning of the courts.

(c) Construction. These rules shall be construed to secure the just, speedy and inexpensive determination of every action.

(dc) District Court Rule. Rule 1, consistent with the limitations appearing in Rule 1(a), applies in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The subparagraph of each rule of the Alabama Rules of Civil Procedure which is preceded by the designation "(dc)" states the effect of the Alabama Rules of Civil Procedure in the District Court. The Advisory Committee on Civil Practice and Procedure in the District Court has made a conscious effort to avoid departure from the Alabama Rules of Civil Procedure except in those instances where the very structure of the district court system dictates some deviation. In the notes following each of the various rules, an explanation is given for any departure from the Alabama Rules of Civil Procedure. It is specifically noted that the Alabama Small Claims Court shall be governed by the Alabama Small Claims Court Rules. Rule N of the Alabama Small Claims Court Rules permits the applicability of the Alabama Rules of Civil Procedure, as modified for practice in the district courts, only to the extent that the Alabama Rules of Civil Procedure, as modified, are not inconsistent with any of the Alabama Small Claims Court Rules. To avoid confusion, the decision was made by the Advisory Committee to designate the Alabama Small Claims Court Rules alphabetically. While the need for uniformity afforded ample justification for the presentation of the District Court Rules as a part of the Alabama Rules of Civil Procedure, it was the thinking of the Advisory Committee that litigants in the Alabama Small Claims Court deserved access to a basic set of procedural rules which could be obtained without resort to the more complex Alabama Rules of Civil Procedure.

RULE 2

One Form of Action

(dc) District Court Rule. Rule 2 applies in the district courts subject to the limitations upon equitable jurisdiction as

set forth in Sec. 4-102 of the Judicial Article Implementation Act, Act No. 1205, Regular Session, 1975.

DISTRICT COURT COMMITTEE COMMENTS

The Judicial Article Implementation Act, Act No. 1205, Regular Session, 1975, provides at Sec. 4-102 that the district court shall not exercise equitable jurisdiction except to the extent necessary for the assertion of defenses or compulsory counterclaims. Consequently, the provision for one form of action stated in Rule 2(dc) must be read in context of that limitation.

RULE 3

Commencement of Action

(dc) District Court Rule. Rule 3 applies in the district courts.

RULE 4

PROCESS: General and Miscellaneous Provision

(dc) District Court Rule. Rule 4 applies in the district courts.

RULE 4.1

PROCESS: Methods Of In-State Service

(dc) District Court Rule. Rule 4.1 applies in the district courts.

RULE 4.2

PROCESS: Basis For And Methods Of Out-of-State Service

(dc) District Court Rule. Rule 4.2 applies in the district courts.

RULE 4.3

PROCESS: Service By Publication

(dc) District Court Rule. Rule 4.3 applies in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

While the district court lacks in rem jurisdiction, the likelihood of attachment and garnishment proceedings in the district courts makes it necessary for service of process by publication to be available. Of course, the reference in Rule 4.3 to service of process by publication in a domestic relations case has no bearing in view of the unavailability of that jurisdiction in the district courts.

RULE 4.4

PROCESS: Basis For And Methods Of Service In A Foreign Country

(dc) District Court Rule. Rule 4.4 applies in the district courts.

RULE 5

Service And Filing Of Pleadings And Other Papers

(dc) District Court Rule. Rule 5 applies in the district courts.

RULE 6

Time

(dc) District Court Rule. Rule 6 applies in the district courts.

RULE 7

Pleadings Allowed; Form Of Motions

(dc) District Court Rule. Rule 7 applies in the district courts except that the references to third party complaint and third party answer are deleted.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the unavailability of third party practice in the districts courts, see the District Court Committee Comments to Rule 14(dc).

RULE 8

General Rules Of Pleading

(dc) District Court Rule. Rule 8 applies in the district Courts.

RULE 9

Pleading Special Matters

(dc) District Court Rule. Rule 9 applies in the district Courts.

RULE 10

Form Of Pleadings

(dc) District Court Rule. Rule 10 applies in the district Courts.

RULE 11

Signing Of Pleadings, Motions Or Other Papers

(dc) District Court Rule. Rule 11 applies in the district courts.

RULE 12

Defenses And Objections—When And How Presented—By Pleading Or Motion—Motion For Judgment On The Pleadings

(dc) District Court Rule. Rule 12 applies in the district courts except that, (1) all time periods of thirty days are reduced to fourteen days for all actions other than an action for unlawful detainer and in such actions a defendant shall serve his answer within seven days after the service of the summons and complaint, (2) the provisions for the assertion of certain defenses by motion at the option of the pleader in Rule 12 are deleted and (3) the reference to third party claim in rule 12(b) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

The assertion of defenses by motion to dismiss is not available in the district court and the alterations in Rule 12(dc) with reference to such deletion are made for that reason. Of Course, the defenses traditionally asserted under a Rule 12(b) motion can, nonetheless, be made by answer. For example, a defense in an answer can include the ground that the plaintiff's complaint fails to state a claim upon which relief can be granted. However, a party will not be deemed in default if he has served an appearance in the form of a motion to dismiss. See Rule 55(dc)(5). For Commentary as to the elimination of third-party practice, see the District Court Committee Comments to Rule 14(dc).

RULE 13

Counterclaim And Cross-Claim

(dc) District Court Rule. Rule 13 applies in the district court except that, (1) Rule 13(a)(4) is modified so as to excuse the pleader from asserting a compulsory counterclaim when the claim is beyond the jurisdiction of the district courts and, (2) Rule 13(j), Appealed Actions, is deleted.

DISTRICT COURT COMMITTEE COMMENTS

While an examination of the Judicial Article Implementation Act and, specifically, Sec. 4-102(a)(2), gives the implication that the legislature intended that the compulsory counterclaim rule apply in the district courts, some risks attend the availability of the compulsory counterclaim in the district court. For the equitable jurisdiction of the district court, see the comments to Rule 2(dc). In those instances where the defendant may not be represented by counsel, the bar resulting from the omission of a compulsory counterclaim could constitute a trap for the unwary. In that connection, treatment of the bar as an estoppel rather than as *res judicata* affords a safety valve to the defendant who fails to assert a compulsory counterclaim under circumstances where his culpable conduct in failing to assert the counterclaim is insignificant. For a discussion of the concept of estoppel in this connection, see Lyons, Alabama Practice, Sec. 13.8, p. 249 (1973).

The assertion of a compulsory counterclaim to the extent of the plaintiff's claim may preclude a subsequent action in the circuit court or in the district court for the residue. See South

& N. Ala. R.R. v. Henlein, 56 Ala. 368 (1876). As is the case in the circuit court, the determination that results from the plaintiff's claim in the district court may preclude the defendant from proceeding with a claim for affirmative relief in another court if the claim in the district court is resolved in favor of the district court plaintiff. The fact that the initial claim against the defendant arose in a court of intermediate civil jurisdiction did not prevent the doctrine of res judicata from applying in Logan v. O'Barr, 271 Ala. 94, 122 So. 2d 376 (1960).

The deletion of rule 13(j), Appealed Actions, has been recommended only because Rule 13(j), by its terms, is applicable only in the circuit court.

RULE 14

THIRD PARTY PRACTICE

(dc) District Court Rule. Rule 14 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The simplicity and the need for an abbreviated practice in the district courts lead to the conclusion that third party practice should not be available. Of course, nothing would preclude a defendant from bringing a separate action against a third party and moving, pursuant to Rule 42(dc), for consolidation for purposes of trial of the two actions.

RULE 15

AMENDED AND SUPPLEMENTAL PLEADINGS

(dc) District Court Rule. Rule 15 applies in the district courts except that the thirty day time limit and the ten day time limit in Rule 15(a) are reduced to fourteen days and seven days, respectively.

RULE 16

PRE-TRIAL PROCEDURE; FORMULATING ISSUES

(dc) District Court Rule. Pre-trial procedure in the district court shall be as follows:

Immediately preceding the trial on the merits, or prior thereto, if justice requires, the court may direct and require the attorneys for the parties to appear before it for a conference to consider and determine:

- (1) the simplification of the issues;
- (2) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof;
- (3) such other matters as may aid in the disposition of the action.

DISTRICT COURT COMMITTEE COMMENTS

The pretrial procedure should be available in the district court but on such drastic modification as to render it unsuitable to refer to Rule 16(dc) in terms drawn primarily from ARCP 16. Consequently, Rule 16 has been rewritten in the form appearing herein. As a

RULE 17

PARTIES PLAINTIFF AND DEFENDANT; CAPACITY

(dc) District Court Rule. Rule 17 applies in the district courts except that the thirty day time period in Rule 17(d) is reduced to fourteen days.

RULE 18

JOINDER OF CLAIMS AND REMEDIES

(dc) District Court Rule. Rule 18(a) applies in the district courts except that, (1) the reference to a third party claim is deleted, (2) the provision for joinder of legal or equitable claims is limited to the joinder of claims which come within the jurisdiction of the district courts, (3) Rule 18(b) applies in the district courts only within the limits of the jurisdiction of the district courts and, (4) Rule 18(c) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the elimination of third party practice in the district courts, see the District Court Committee Comments to Rule 14(dc). The jurisdictional limitations contained in Sec. 4-102 of the Judicial Article Implementation Act

must be read in conjunction with the provision for a joinder of claims, legal or equitable, referred to Rule 18(a). Likewise the jurisdictional limitation of the district court must be applied to any construction of Rule 18(b). Finally, Rule 18(c) deals with procedure in a jury trial and, in view of the absence or provision for trial by jury in the district court, Rule 18(c) has no applicability to the district courts.

RULE 19

JOINDER OF PERSONS NEEDED FOR JUST ADJUDICATION

(dc) District Court Rule. Rule 19 applies in the district courts except that Rule 19(d) has no effect in view of inapplicability of Rule 23, Class Actions, in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the unavailability of Rule 23, see the District Court Committee Comments to Rule 23(dc).

RULE 20

PERMISSIVE JOINDER OF PARTIES

(dc) District Court Rule. Rule 20 applies in district courts.

RULE 21

MISJOINDER AND NON-JOINDER OF PARTIES

(dc) District Court Rule. Rule 21 applies in the district courts.

RULE 22

INTERPLEADER

(dc) District Court Rule. Rule 22 applies in the district courts.

RULE 23
CLASS ACTIONS

(dc) District Court Rule. Rule 23 does not apply in the district court.

DISTRICT COURT COMMITTEE COMMENTS

The complexities of class actions and the jurisdictional limitations of the district court make it necessary to withhold applicability of Rule 23. Of course, the circuit courts do not have jurisdiction for claims of less than \$500.00 and the only sensible solution to this jurisdictional problem would be to permit the aggregation of claims in the circuit court to exceed the \$500.00 limitation.

RULE 23.1

DERIVATIVE ACTIONS BY SHAREHOLDERS

(dc) District Court Rule. Rule 23.1 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The jurisdictional limitations applicable to the district court make in unsuitable for treatment of derivative actions by shareholders.

RULE 23.2

**ACTIONS RELATING TO UNINCORPORATED
ASSOCIATIONS**

(dc) District Court Rule. Rule 23.2 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The jurisdictional limitations applicable to the district court make it unsuitable for treatment of actions relating to unincorporated associations.

RULE 24
INTERVENTION

(dc) District Court Rule. Rule 24 applies in the district courts.

RULE 25

SUBSTITUTION OF PARTIES

(dc) District Court Rule. Rule 25 applies in the district courts.

RULE 26

GENERAL PROVISIONS GOVERNING DISCOVERY

(dc) District Court Rule. Rule 26 applies in the district courts except that the reference to the physical and mental examinations is deleted and all other discovery methods referred to in Rule 26(a) shall be available only in the discretion of the court on motion of the party seeking such discovery or by agreement of the parties. Unless the parties agree otherwise, in no event shall the Court order a deposition on oral examination or on written questions except when the witness will not be available to testify at the trial.

DISTRICT COURT COMMITTEE COMMENTS

The advisory Committee has concluded that only very limited discovery should be available in the district court. Of course, the parties may by agreement indulge in the full breadth of discovery available in circuit courts under the Alabama Rules of Civil Procedure. However, absent agreement, discovery is available only on court order within the limits upon the court's authority to order discovery as are set forth in Rule 26(dc). It is the recommendation of the Advisory Committee that such discovery as is permitted by the court in its discretion be kept at a minimum in each case. When review of motions seeking discovery in cases of more than minimal jurisdictional amount proves to be unduly burdensome on the court's time, a standing order permitting a limited number of interrogatories or requests for admissions could be imposed by local rule for cases having an amount in controversy over a designated limit.

RULE 27

DISCOVERY BEFORE ACTION OR PENDING APPEAL

(dc) District Court Rule. Rule 27 does not apply in the district courts.

RULE 28

PERSONS BEFORE WHOM DEPOSITIONS MAY BE TAKEN

(dc) District Court Rule. Rule 28(a) and Rule 28(c) apply in the district courts in those instances when depositions on written questions or depositions on oral examination are permitted by Rule 26(dc). Rule 28(b) does not apply in the district courts.

RULE 29

STIPULATIONS REGARDING DISCOVERY PROCEDURE

(dc) District Court Rule. Rule 29 applies in the district courts.

RULE 30

DEPOSITIONS UPON ORAL EXAMINATION

(dc) District Court Rule. Rule 30 applies in the district courts in those instances when a deposition on oral examination is permitted by Rule 26(dc).

RULE 31

DEPOSITIONS UPON WRITTEN QUESTIONS

(dc) District Court Rule. Rule 31 applies in the district courts in those instances when a deposition on written questions is permitted by Rule 26(dc).

RULE 32

USE OF DEPOSITIONS IN COURT PROCEEDINGS

(dc) District Court Rule. Rule 32 applies in the district courts in those instances when a deposition on oral examination or a deposition on written questions is permitted by Rule 26(dc).

RULE 33

INTERROGATORIES TO PARTIES

(dc) District Court Rule. Rule 33 applies in the district courts in those instances where interrogatories are permitted by Rule 26(dc).

RULE 34

(dc) District Court Rule. Rule 34 applies in district courts in those instances where production and inspection are permitted by Rule 26(dc).

RULE 35

PHYSICAL AND MENTAL EXAMINATION OF PERSONS

(dc) District Court Rule. Rule 35 does not apply in the district courts.

RULE 36

REQUESTS FOR ADMISSION

(dc) District Court Rule. Rule 36 applies in the district courts in those instances where a request for admissions is permitted by Rule 26(dc).

RULE 37

FAILURE TO MAKE DISCOVERY: SANCTIONS

(dc) District Court Rule. Rule 37 applies in the district courts in those instances in which discovery has been permitted pursuant to Rule 26(dc).

RULE 38

JURY TRIAL OF RIGHT

(dc) District Court Rule. Rule 38 does not apply in the district courts.

RULE 39**TRIAL BY JURY OR BY THE COURT**

(dc) District Court Rule. Rule 39 does not apply in the district courts.

RULE 40**ASSIGNMENT OF CASES FOR TRIAL**

(dc) District Court Rule. Rule 40 applies in the district courts except that the reference to twenty days at Rule 40(a) is reduced to fourteen days and the provision for notice in Rule 40(b) is altered so as to require notice to all parties instead of notice to "all out-of-county attorneys of record."

DISTRICT COURT COMMITTEE COMMENTS

In the circuit courts Rule 40(b) imposes a duty upon the Clerk to notify "all out of county attorneys" of the trial docket. This rule was drawn so as to preserve practices currently in effect for the giving of notice to local attorneys. However, in District Court, Rule 40(dc) will require some notice to all attorneys or the parties of the setting of cases for trial. It is envis that, in the contested cases, the district court would notify each litigant by postcard or some other simple means of the setting of a case for trial.

RULE 41**DISMISSAL OF ACTIONS**

(dc) District Court Rule. Rule 41 applies in the district courts except that the references to Rule 23(e) and Rule 66 at Rule 41(a)(1) are deleted and the reference to third party claim in Rule 41(c) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the unavailability of Rule 23, Class Action, Rule 66, Receivers, and Rule 14, Third Party Claims, see the District Court Committee Comments applicable to each of the respective rules.

RULE 42**CONSOLIDATION: SEPARATE TRIALS**

(dc) District Court Rule. Rule 42 applies in the district courts and the provisions for consolidation and separate trials provided therein should be applied liberally in recognition of unavailability of third party practice and jury trials in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The considerations that ordinarily might apply to consolidation or separate trials under Rule 42 in the circuit courts may not necessarily apply in the districts courts because of the basic differences in the practice in the district courts. The decision not to make third party practice available in the district court was predicated on the assumption that the provision for consolidation under Rule 42 would be liberally applied to the advantage of a defendant who would have invoked third party practice in the circuit court had the action been filed against him in said court.

RULE 43**EVIDENCE**

(dc) District Court Rule. Rule 43 applies in the district courts except that (1) the reference to domestic relations cases in Rule 43(a) is deleted, (2) Rule 43(a), second paragraph, is to be construed so as to permit, by agreement of the parties, evidence in the form of tape recordings or sworn statements, (3) Rule 43(c) dealing with record of excluded evidence does not apply unless a party has provided for a transcript of the proceeding and review by an appellate court is appropriate, and (4) the reference to a jury in Rule 43(e) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

The reference to domestic relations practice under Rule 43(a) is inapplicable because of the absence of jurisdiction over such cases in the district court. The procedure governing trials in the district court is expected to be rather flexible and, in recognition of this, specific reference has been made in Rule 43(dc) so as to insure the availability of evidence in the form of tape recordings or sworn statements where the parties have

so agreed. For example, the parties could agree to take a cassette recording of a doctor's remarks as to the condition of a patient and, thereafter, the recording could be played to the judge at the time of the trial. The provision for a record of excluded evidence at Rule 43(c) is retained in those instances when a party has provided for a transcript of the proceedings pursuant to Section 4-110(c) of the Judicial Article Implementation Act and a waiver of jury trial permits an appeal to an Appellate Court, rather than the circuit court, under Section 4-111(d) (1) of the Judicial Articles Implementation Act.

RULE 44

PROOF OF DOCUMENTS

(dc) District Court Rule. Rule 44 applies in the district courts.

RULE 44.1

DETERMINATION OF FOREIGN LAW

(dc) District Court Rule. Rule 44.1 applies in the district courts.

RULE 45

SUBPOENA

(dc) District Court Rule. Rule 45 applies in the district courts.

RULE 46

EXCEPTIONS UNNECESSARY

(dc) District Court Rule. Rule 46 does not apply in the district courts unless a party has provided for a transcript of the proceeding and review by an appellate court is appropriate.

RULE 47

JURORS

(dc) District Court Rule. Rule 47 does not apply in the districts courts.

RULE 48

JURIES OF LESS THAN TWELVE—MAJORITY VERDICT

(dc) District Court Rule. Rule 48 does not apply in the district courts.

RULE 49

**GENERAL VERDICTS, SPECIAL VERDICTS, AND
INTERROGATORIES**

(dc) District Court Rule. Rule 49 does not apply in the district courts.

RULE 50

**MOTIONS FOR A DIRECTED VERDICT AND FOR
JUDGMENT NOTWITHSTANDING THE VERDICT**

(dc) District Court Rule. Rule 50 does not apply in the district courts.

RULE 51

INSTRUCTIONS TO JURY: OBJECTION

(dc) District Court Rule. Rule 51 does not apply in the district courts.

RULE 52

(dc) District Court Rule. Rule 52 applies in the district courts except that the time period of 30 days in Rule 52(b) is reduced to 14 days.

RULE 53
MASTERS

(dc) District Court Rule. Rule 53 does not apply in the district courts.

RULE 54
JUDGMENTS; COSTS

(dc) District Court Rule. Rule 54 applies in the district courts except that the reference to third party claim in Rule 54(b) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the unavailability of third party practice in the district courts, see the District Court Comments to Rule 14(dc).

RULE 55
DEFAULT

(dc) District Court Rule. Rule 55 applies in the district courts except that, (1) the reference to a jury in 55(b)(2) is deleted, (2) the time period of thirty days in Rule 55(c) is reduced to fourteen days, (3) the reference to a third party plaintiff in Rule 55(d) is deleted, (4) the provisions dealing with a suit for divorce or annulment of marriage at Rule 55(e) are deleted, and, (5) a party shall not be deemed in default if he has served an appearance in the form of a motion to dismiss.

DISTRICT COURT COMMITTEE COMMENTS

Reference to trial by jury at Rule 55(b)(2) is of course inappropriate for district court practice in view of the absence of provision for jury trials. For commentary as to the reason for the unavailability of third party practice in the district courts, see the District Court Committee Comments to Rule 14(dc). Reference to the provisions for suits for divorce or annulment of marriage at Rule 55(e) are inappropriate because of the unavailability of such relief in the district court.

RULE 56
SUMMARY JUDGMENT

(dc) District Court Rule. Rule 56 applies in the district courts except that the references to thirty days and ten days are reduced to fourteen and seven days, respectively.

RULE 57
DECLARATORY JUDGMENTS

(dc) District Court Rule. Rule 57 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

Sec. 4-102(c) of the Judicial Article Implementation Act provides that the district court shall not exercise jurisdiction over actions seeking declaratory judgments.

RULE 58
RENDITION AND ENTRY OF JUDGMENTS AND ORDERS

(dc) District Court Rule. Rule 58 applies in the district courts.

RULE 59
NEW TRIAL: AMENDMENT OF JUDGMENTS

(dc) District Court Rule. Rule 59 applies in the district courts except that, (1) Rule 59(a)(1) dealing with new trials in jury actions is deleted, (2) all time periods of 30 days are reduced to 14 days and, (3) the provision for time in which to serve counter-affidavits at Rule 59(c) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

The provision for treatment of new trial in jury cases is, of course, not relevant to district court practice and, accordingly, Rule 59(a)(1) has been deleted. In view of the short time frame in which motions for new trials should be filed and, further, in view of the short time frame for the automatic

denial of a post-trial motion which has not been resolved under Rule 59.1, the more cumbersome practice for affidavits and counter-affidavits of Rule 59(c) has been deleted. Parties opposing motions for new trial with counter-affidavits should promptly file same with the court.

RULE 59.1

DISPOSITION OF NEW TRIAL AND OTHER POST-TRIAL MOTIONS

(dc) District Court Rule. Rule 59.1 applies in the district courts except that the time period of 90 days is reduced to 14 days.

DISTRICT COURT COMMITTEE COMMENTS

Consistent with the reduction of time frame generally applicable throughout the modifications to the rules for District Court practice, the automatic denials of post-trial motions has been reduced to 14 days. This rule is particularly effective when applied in conjunction with Rule 62(dc) and its position for an automatic stay of execution during the pendency of the post-trial motion.

RULE 60

RELIEF FROM JUDGMENT OR ORDER

(dc) District Court Rule. Rule 60 applies in the district courts.

RULE 61

HARMLESS ERROR

(dc) District Court Rule. Rule 61 is not applicable in the district courts except when an appeal is permitted pursuant to Sec. 4-111(d) of the Judicial Article Implementation Act, Act No. 1205, Regular Session 1975.

RULE 62

STAY OF PROCEEDINGS TO ENFORCE A JUDGMENT

(dc) District Court Rule. Rule 62 applies in the district courts except that (1) the references therein to injunctions and receivership actions are deleted, (2) the time period of 30 days in Rule 62(a) is reduced to 14 days, (3) provisions of Rule 62(b) are modified so as to provide for an automatic stay of execution pending a ruling on any motion for a new trial or to alter or amend a judgment or for amendment to the findings or for additional findings, (4) Rule 62(c) does not apply in the district courts, and, (5) the provision for a superseded bond in Rule 62(d) is deleted and Rule 62(d) is modified so as to require only a bond for costs or affidavit of substantial hardship, approved by the court, in lieu of said bond.

DISTRICT COURT COMMITTEE COMMENTS

For commentary as to the unavailability of injunctive relief and receiverships in the district courts, see the District Court Committee Comments to Rule 65 and Rule 66, respectively. Unlike the practice in the circuit court, the mere filing of a motion for a new trial or a motion to alter or amend a judgment or a motion for an amendment to findings or for additional findings automatically stays execution pending a ruling on the motion. The shortened time periods applicable to post-trial motions in the district court make such a rule workable without risk of substantial injustice. In cases of extreme hardship, provision is made for an order for immediate execution notwithstanding the pendency of a post-trial motion. The provision for a supersedeas bond in Rule 62(d) poses grave questions as to constitutionality in view of the absence of a right to a trial by jury as a predicate for a district court judgment. Accordingly, the Advisory Committee has recommended deletion of the provision for a supersedeas bond in the district courts. Provision is made for relief from the obligation to post a bond as security for costs in case of substantial hardship and the language chosen by the Committee parallels that used with respect to the subject of relief from the obligation to post costs as is found in Sec. 16-110 of the Judicial Article Implementation Act. Of course, the costs referred to herein relate to costs incurred in the district court since the payment of a new filing fee in the circuit court is necessary in order to prosecute de novo review in that court.

RULE 63

DISABILITY OF A JUDGE

(dc) District Court Rule. Rule 63 does not apply in the district courts.

RULE 64
SEIZURE OF PERSON OR PROPERTY

(dc) District Court Rule. Rule 64 applies in the district courts.

RULE 65
INJUNCTIONS

(dc) District Court Rule. Rule 65 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

Sec. 4-102(a) of the Judicial Article Implementation Act generally precludes the district courts from exercising jurisdiction over actions seeking equitable relief.

RULE 65.1
SECURITY PROCEEDINGS AGAINST SURETIES

(dc) District Court Rule. Rule 65.1 applies in the district courts.

RULE 66
RECEIVERS

(dc) District Court Rule. Rule 66 does not apply in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

To the extent that the appointment of a receiver is an action seeking equitable relief, the district court is deprived of jurisdiction pursuant to Sec. 4-102(a) of the Judicial Article Implementation Act. Further, the informality of practice contemplated in the district court does not harmonize with the rather

complicated practice that might ordinarily attend an action in which a receivership is necessary.

RULE 67
DEPOSIT IN COURT

(dc) District Court Rule. Rule 67 applies in the district courts.

RULE 68
OFFER OF JUDGMENT

(dc) District Court Rule. Rule 68 applies in the district courts except that the time period of 15 days is reduced to 14 days and the time period of 10 days is reduced to 7 days.

RULE 69
EXECUTION

(dc) District Court Rule. Rule 69 applies in the district courts.

RULE 70
JUDGMENT FOR SPECIFIC ACTS: VESTING TITLE

(dc) District Court Rule. Rule 70 does not apply in the district courts.

RULE 71
PROCESS IN BEHALF OF AND AGAINST PERSONS NOT PARTIES

(dc) District Court Rule. Rule 71 does not apply in the district courts.

RULE 71A
CONDEMNATION OF PROPERTY

(dc) District Court Rule. Rule 71A does not apply in the district courts.

RULE 77
CIRCUIT COURTS AND CLERKS

(dc) District Court Rule. Rule 77 applies in the district courts.

RULE 78
MOTION DAY

(dc) District Court Rule. Rule 78 applies in the district courts.

RULE 79
BOOKS AND RECORDS KEPT BY THE CLERK AND
ENTRIES THEREIN

(dc) District Court Rule. Rule 79 applies in the district courts except that the requirement of the keeping of final judgments or appealable orders in a minute book in Rule 79(b) is deleted.

DISTRICT COURT COMMITTEE COMMENTS

While the provision for the maintenance of a minute book in Rule 79(b) has been deleted, certainly no harm would attend the maintenance of such a record if the clerk should so desire.

RULE 80
STENOGRAPHIC REPORT OR TRANSCRIPT AS EVIDENCE

(dc) District Court Rule. Rule 80 applies in the district courts.

RULE 81
APPLICABILITY IN GENERAL

(dc) District Court Rule. Rule 81 applies in the district courts except that reference to all proceedings other than actions based on negligence against municipalities, actions seeking substitution of lost or destroyed records or instruments, summary motion proceedings, or proceedings relieving disabilities of non-age are deleted.

DISTRICT COURT COMMITTEE COMMENTS

Sec. 4-102(b) of the Judicial Article Implementation Act specifically preserves the categories of actions enumerated in Rule 81(dc) for district court jurisdiction.

RULE 82

JURISDICTION AND VENUE

(dc) District Court Rule. Rule 82 applies in the district courts except as limited by Sec. 4-107 of the Judicial Article Implementation Act.

RULE 83

LOCAL COURT RULES

(dc) District Court Rules. Rule 83 applies in the district courts except that standing orders may be entered pursuant to Rule 26(dc) without the prior approval of the Supreme Court of Alabama but a copy of said order shall be filed with the Clerk of the Supreme Court of Alabama.

RULE 84

FORMS

(dc) DISTRICT COURT RULE. Rule 84 applies in the district courts and attention is specifically directed to the forms promulgated with these district court rule modifications. Their use is encouraged in lieu of the forms historically available in the circuit courts because of the restrictions upon discovery in the district courts.

DISTRICT COURT COMMITTEE COMMENTS

The practice in district court with its informality and absence of voluminous discovery can be benefited by resort to forms which are a little more informative than those which might be effective in the circuit courts. Consequently, district court forms have been promulgated and the use of these forms instead of forms that might ordinarily be used in the circuit court is strongly recommended.

RULE 85

TITLE

(dc) DISTRICT COURT RULE. The modifications of the Alabama Rules of Civil Procedure for applicability in the district courts shall continue to be known and cited as the Alabama Rules of Civil Procedure.

DISTRICT COURT COMMITTEE COMMENTS

By way of example, the modification of Rule 82 of the Alabama Rules of Civil Procedure for applicability in the district courts should be cited as Rule 82(dc), Alabama Rules of Civil Procedure.

RULE 86

EFFECTIVE DATE

(dc) DISTRICT COURT RULE. These rules take effect on January 16, 1977.

DISTRICT COURT COMMITTEE COMMENTS

Sec. 4-101(a) of the Judicial Article Implementation Act provides that the district court of Alabama, a trial court of limited jurisdiction, is created and established effective January 16, 1977.

SMALL CLAIMS COURT RULES

SCOPE OF RULES

RULE A

These rules govern procedure in small claims cases in the district courts. They are to be known and cited as the "Alabama Small Claims Court Rules." They shall be construed to secure, the just, speedy and inexpensive determination of every

case. All small claims court cases shall be conducted in such manner as to do substantial justice between the parties according to the rules of substantive law and, in the administration of these rules, and particularly Rule "N" hereof, the court shall make such accommodation to parties not represented by an attorney as is necessary to serve the ends of justice and the court, in its discretion, may explore claims and/or defenses not raised by the parties.

RULE B

DEFINITIONS

"Amendment" means making a change in a complaint, answer or counterclaim.

"Answer" means the paper filed by the party defending against the claim.

"Clerk" means the officer in charge of the court records.

"Complaint" means the paper filed by the party making the claim.

"Counterclaim" means a claim by a defendant against a plaintiff.

"Court" means the judge of the small claims court.

"Default" means failure to defend such as failure to answer or appear for trial.

"Defendant" means the party defending against plaintiff's claim.

"Execution" means enforcement of the judgment.

"Hearing" means the trial.

"Judgment" means the decision of the court on the case.

"Party" means a person or firm that is suing or being sued.

"Plaintiff" means the party beginning a case.

"Subpoena" means an order of the court requiring a witness to attend and to testify at a trial.

"Summons" means the paper issued by the clerk under the seal of the court which orders the defendant to admit or deny plaintiff's claim.

“Working week day” means a day which is not a Saturday, Sunday or legal holiday under state or federal law.

RULE C

BEGINNING AND DEFENDING THE CASE

(1) Beginning. A case shall be begun by filing with the clerk of the small claims court a short and plain written statement showing what plaintiff claims and why he claims it. A plaintiff may combine as many claims as he has against a defendant in one case and he may sue more than one defendant in one case if his claim involves all of the defendants. This statement shall be called a complaint and the forms of complaint appearing in the appendix to these rules shall be sufficient and their use is strongly recommended.

(2) Defending. The defendant shall file a short and plain reply showing what defendant admits, what he denies and why he denies it. This reply shall be called an answer, shall be filed without the deadline set forth at Rule “F”, and the form of answer appearing in the appendix to these rules shall be sufficient. If a defendant has a claim against a plaintiff, he shall file it with his answer and send a copy of it to the plaintiff. Said claim shall be in the form applicable to a complaint and it shall be called a counterclaim. Failure of a defendant to make a counterclaim which is based upon things which gave rise to plaintiff’s claim will not of itself prevent the defendant from raising such claim in another court or case so long as the defendant either wins his case in the small claims court or prevents the judgment of the small claims court from becoming a final judgment by the filing of a notice of appeal as provided in Rule “M”. Answer may not be made by a motion to dismiss. The court shall be very lenient in the allowance of changes or amendments to complaints, answers and counterclaims and continuance of trials when necessary to serve the ends of justice.

RULE D

SUMMONS

Upon the filing of the complaint and a copy with any attachments for each defendant the clerk shall issue a summons to each defendant. The form of summons appearing in the appendix to these rules shall be sufficient. The summons and a copy of the complaint shall be served upon a defendant by the sheriff or constable unless the plaintiff requests service by certified mail or obtains an order from the court allowing some

person other than the sheriff or constable to make service upon a defendant.

RULE E

TIME

All time periods shall be measured by starting to count on the first day after the complaint was served on the defendant or on the first day after the judgment was entered or on the first day after any other event happens which by these rules starts the running of a time period. If the last day is anything other than a working week day, then the last day is not considered to have arrived until the next working day thereafter has arrived.

RULE F

DEADLINE FOR ANSWER

The defendant shall file his answer in the office of the clerk within 14 days after a copy of the summons and complaint has been delivered to him by the sheriff, constable or person appointed to make service or, if service has been made by certified by mail, within 14 days after he signs the return receipt. The defendant does not have to serve a copy of his answer on the plaintiff unless his answer contains a counterclaim.

RULE G

EXCHANGE OF INFORMATION IN ADVANCE OF TRIAL

The parties are encouraged to make voluntary exchanges of information before the trial but in no event shall the court require such an exchange.

RULE H

PRE-TRIAL CONFERENCE

The court shall confer with the parties before any trial whenever it appears that such conference might simplify the issues or shorten the hearing or lead to a voluntary exchange of information which might promote a settlement.

RULE I

WITNESSES

Subpoenas requiring a witness to attend and to testify at a trial shall be issued by the clerk on request of a party.

RULE J**TRIAL**

At least fourteen days before trial, the clerk shall notify the parties of the place and time of the trial using the form in the appendix to these rules. At the trial, parties whether or not represented by an attorney, shall be permitted to put questions to the other party or witness. The court in its discretion may participate freely in the examination of parties and witnesses, may relax the rules of evidence and may receive sworn written or recorded statements of witnesses or parties not present at the trial.

RULE K**DEFAULT**

When a defendant does not answer within the required time or fails to appear when the case is set for trial, the clerk of the court shall enter a default against the defendant. When the amount claimed is a sum certain, such as a note, the clerk may enter a judgment for the amount claimed. When the amount claimed is not a sum certain such as damage to a car, the court, not the clerk, shall enter the default judgment but the plaintiff must furnish to the court some proof, such as a repair bill, before he can receive such judgment. The court can set aside a default judgment for any reason within 14 days after its entry. A defendant shall not be deemed in default if he has served an appearance in the form of a motion to dismiss.

RULE L**ENFORCEMENT OF JUDGMENTS**

Enforcement of any final judgment, called "execution," may proceed by any means available by law or rule for the enforcement of judgments in the district courts except as may be otherwise provided in Rule 62(dc) of the Alabama Rules of Civil Procedure.

RULE M**APPEALS**

A judgment may be appealed to the circuit court by the filing of a notice of appeal in the office of the clerk of the small claims court within fourteen days from the date of the judgment and by furnishing a bond or cash as security for

costs incurred in the small claims court, or affidavit of substantial hardship, approved by the court, in place of said bond. Notice of the right to appeal shall be given to the losing party.

RULE N

APPLICABILITY OF ARCP

The Alabama Rules of Civil Procedure as modified for applicability in the district courts shall be applicable to small claims court cases when necessary to serve the ends of justice and when the Alabama Rules of Civil Procedure, as modified, are not inconsistent with these small claims court rules.

APPENDIX—FORMS

Instructions for Completing This Form Are on the Back

DISTRICT COURT

(address)

(telephone number)

Plaintiff(s)

against

Defendant(s)

Case Number: _____

NOTICE TO EACH DEFENDANT—READ CAREFULLY

You are being sued in the Small Claims Court by the Plaintiff(s) shown above. THE JUDGE HAS NOT YET MADE ANY DECISION IN THIS CASE, AND YOU HAVE THE RIGHT TO A TRIAL TO TELL YOUR SIDE.

HOWEVER, IF YOU FAIL TO TAKE ANY ACTION TO PROTECT YOUR RIGHTS WITHIN 14 DAYS AFTER THESE PAPERS WERE DELIVERED TO YOU, A COURT JUDGMENT CAN BE TAKEN AGAINST YOU FOR THE MONEY OR PROPERTY DEMANDED IN THE FOLLOWING COMPLAINT. THIS COULD LEAD TO GARNISHMENT OF YOUR PAYCHECK AND/OR SALE OF YOUR HOME OR OTHER BELONGINGS, UNLESS PROTECTED BY LAW, TO SATISFY THAT JUDGMENT.

TO PREVENT THIS, YOU OR YOUR LAWYER MUST FILL OUT THE ENCLOSED ANSWER FORM, AND DELIVER OR MAIL A COPY TO THE COURT, AT THE ADDRESS SHOWN ABOVE, SO IT WILL ARRIVE AT THE COURT WITHIN 14 DAYS AFTER THESE PAPERS WERE DELIVERED TO YOU. INSTRUCTIONS FOR THIS ARE ON THE BACK OF THE ANSWER FORM ITSELF. (If you did not receive an Answer form, call the Court IMMEDIATELY to obtain another form.) YOU WILL THEN BE NOTIFIED OF THE DATE AND TIME OF YOUR TRIAL. If you have questions or need assistance with your Answer, see a lawyer or call or come by the Court.

COMPLAINT

(General)

1. The Defendant(s) owes (name(s)) the sum of \$_____, because:

Plaintiff(s) also claims court costs, plus \$_____ for interest (and \$_____ for lawyer's fees) from the Defendant(s).

Signature of Plaintiff(s) or Attorney

Address

City

State

Zip

Telephone:

FORM 1 (FRONT)

(telephone number)

Plaintiff(s)

against

Defendant(s)

Case Number:

NOTICE TO EACH DEFENDANT—READ CAREFULLY

You are being sued in the Small Claims Court by the

Plaintiff(s) shown above. THE JUDGE HAS NOT YET MADE ANY DECISION IN THIS CASE, AND YOU HAVE THE RIGHT TO A TRIAL TO TELL YOUR SIDE.

HOWEVER, IF YOU FAIL TO TAKE ANY ACTION TO PROTECT YOUR RIGHTS WITHIN 14 DAYS AFTER THESE PAPERS WERE DELIVERED TO YOU, A COURT JUDGMENT CAN BE TAKEN AGAINST YOU FOR THE MONEY OR PROPERTY DEMANDED IN THE FOLLOWING. THIS COULD LEAD TO GARNISHMENT OF YOUR PAYCHECK AND/OR SALE OF YOUR HOME OR OTHER BELONGINGS, UNLESS PROTECTED BY LAW, TO SATISFY THAT JUDGMENT.

TO PREVENT THIS, YOU OR YOUR LAWYER MUST FILL OUT THE ENCLOSED ANSWER FORM, AND DELIVER OR MAIL A COPY TO THE COURT, AT THE ADDRESS SHOWN ABOVE, SO IT WILL ARRIVE AT THE COURT WITHIN 14 DAYS AFTER THESE PAPERS WERE DELIVERED TO YOU. INSTRUCTIONS FOR THIS ARE ON THE BACK OF THE ANSWER FORM ITSELF. (If you did not receive an Answer form, call the Court IMMEDIATELY to obtain another form.) YOU WILL THEN BE NOTIFIED OF THE DATE AND TIME OF YOUR TRIAL. If you have questions or need assistance with your Answer, see a lawyer or call or come by the Court.

COMPLAINT

(For specific property)

1. Plaintiff(s) demands the right to possession from the Defendant(s) of the following property:

Otherwise, Plaintiff(s) claims the sum of \$_____ from the Defendant(s) as the reasonable value of this property.

2. Plaintiff(s) also claims the sum of \$_____ from the Defendant(s) for the use of this property from _____, 19____ to the present.

3. Plaintiff(s) also claims court costs (plus \$_____ for lawyer's fees) from the Defendant(s).

Signature of Plaintiff(s) or Attorney

Address

City _____ State _____ Zip _____
 Telephone: _____

FORM 2 (FRONT)

I hereby certify that I mailed a copy of this Complainant
 to: _____
 by Registered Mail, Return Receipt Requested, on _____
 _____, 19____: The signed Return Receipt is attached
 hereto.

 Clerk of District Court

I hereby certify that I personally delivered a copy of this
 Complaint to: _____
 on _____, 19____.

 Deputy Sheriff or Constable

DISTRICT COURT

CASE NO.: _____

COMPLAINT

 Plaintiff(s)

 Address

City _____ State _____ Zip _____
 Telephone: _____

vs.

 Defendant(s)

 Address

City _____ State _____ Zip _____
 Telephone: _____

INSTRUCTIONS TO THE PLAINTIFF(S)

1. This is your case, and even though the procedures in Small Claims Court are very simple, you will be successful only if you follow up your case at each step of the way. It is your responsibility to complete this Complaint as much as possible, to make sure a copy is delivered ("served") on each Defendant, to present your side of the case if there is a trial, and to enforce any judgment if you win.

2. If you need help, ask the clerk assigned to Small Claims cases. A set of Rules and a Handbook which tells how to handle a Small Claims case at each stage, including how to go through a trial and enforce any judgment you win, are available from the clerk's office.

3. A Small Claims case is started by completing one of these forms for each Defendant you wish to sue. If you are suing a business, ask a clerk to help in getting the correct legal name and form of the business.

4. BE BRIEF AS POSSIBLE, BUT INCLUDE EVERY IMPORTANT NAME, DATE, TIME AND PLACE. Examples of how to fill in a Complaint form for most kinds of cases are contained in the Small Claims Handbook.

5. After you complete this form, the clerk will help get it delivered ("served") to each Defendant. If you haven't heard from anyone about your case in about 30 days, check with the Clerk's office to make sure each Defendant was served with your Complaint. Anytime you contact the Court refer to your Case Number shown on the front. See the Small Claims Handbook for information on how to proceed from here.

FORMS 1 & 2 (back)

DISTRICT COURT

(address)

(telephone number)

Plaintiff(s)

against

Defendant(s)

Case Number: _____

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)

NOTICE TO EACH DEFENDANT—READ CAREFULLY

You are being sued by the Plaintiff(s) shown above. THE JUDGE HAS NOT YET MADE ANY DECISION IN THIS CASE, AND YOU HAVE THE RIGHT TO A TRIAL TO TELL YOUR SIDE.

HOWEVER, IF YOU FAIL TO TAKE ANY ACTION TO PROTECT YOUR RIGHTS WITHIN _____ DAYS AFTER THESE PAPERS WERE DELIVERED TO YOU, A COURT JUDGMENT CAN BE TAKEN AGAINST YOU FOR THE THINGS DEMANDED IN THE FOLLOWING COMPLAINT. THIS COULD LEAD TO EVICTION, PLUS GARNISHMENT OF YOUR PAYCHECK AND/OR SALE OF YOUR BELONGINGS, IF NOT PROTECTED BY LAW, TO SATISFY THIS COURT JUDGMENT.

TO PREVENT THIS, YOU OR YOUR LAWYER MUST WRITE OUT AND SIGN AN "ANSWER", EITHER ADMITTING OR DENYING WHAT IS SAID IN THIS COMPLAINT BELOW, AND DELIVER OR MAIL A COPY OF YOUR ANSWER TO THE COURT, AT THE ADDRESS SHOWN ABOVE, SO IT WILL ARRIVE AT THE COURT WITHIN _____ DAYS AFTER THIS COMPLAINT WAS DELIVERED TO YOU. You will then be notified of the time and place of your trial. If you have any claim against the Plaintiff(s), you should write it in on your Answer. If you have questions, see a lawyer or call or come by the Court.

COMPLAINT

(Unlawful Detainer)

1. Plaintiff(s) demands the right to possession from the Defendant(s) of the (house) (apartment) located at _____ in _____, Alabama.

2. On _____, 19____, the Defendant(s) moved into this (house)(apartment) and agreed to pay the Plaintiff(s) the sum of \$_____ each _____ as rent, (from _____ to _____) (for _____). Defendant(s) have refused to leave despite Plaintiff(s) demands to vacate, even though Defendant(s) no longer have the right to possession because:

Plaintiff(s) also claims the sum of \$_____ from the Defendant(s) for the wrongful use of this (house)(apartment).

Signature of Plaintiff(s) or Attorney

Address

City

State

Zip

Telephone:

I have delivered one 10-day notice to terminate the right to possession followed by another 10-day notice to vacate to the Defendant(s) before filing this case.

Plaintiff or Agent

FORM 3

(address)

(telephone number)

Plaintiff(s)

against

Defendant(s)

Case Number: _____

DEFENDANT'S ANSWER TO THE COMPLAINT

CHECK ONE:

- A. _____ I do not live in this county. I want this case transferred to my home county if possible.
- B. _____ I admit everything in the Complaint and do not want a trial.
- C. _____ I admit that I am responsible, but not for the total amount claimed by the Plaintiff(s).
- D. _____ I deny that I am responsible at all.

If you checked "C" or "D", briefly explain the reasons for your answer.

COUNTERCLAIM AGAINST THE PLAINTIFF(S)

1. The Plaintiff(s) owes (name(s)) the sum of \$_____ because:

Defendant(s) also claims court costs, plus \$_____ interest, from the Plaintiff(s).

Signature of Defendant(s) or Attorney

Correct Address

City

State

Zip

Telephone: _____

A COPY OF THIS ANSWER MUST BE DELIVERED OR MAILED TO THE COURT SO IT WILL ARRIVE AT THE COURT WITHIN 14 DAYS AFTER THE COMPLAINT WAS DELIVERED TO YOU. IF A COUNTERCLAIM IS INCLUDED, ANOTHER COPY MUST BE MAILED TO THE PLAINTIFF'S ADDRESS. SEE INSTRUCTIONS ON THE BACK.

FORM 4 (front)

DISTRICT COURT

Case No.: _____

ANSWER

Plaintiff(s)

Address

City

State

Zip

vs.

Defendant(s)

Address

City _____ State _____ Zip _____

Telephone: _____

INSTRUCTIONS TO EACH DEFENDANT

1. You must fill out this form and deliver or mail a copy of it to the Court, at the address on the front, **SO IT WILL ARRIVE AT THE COURT WITHIN 14 DAYS AFTER THE COMPLAINT WAS DELIVERED TO YOU.** You should complete this form even if you admit you are responsible for part—but not all—of what the Plaintiff(s) claims.

2. If you have any claim of your own against any Plaintiff, you may set it out in the space under “Counterclaim” on the front, **BEFORE** you deliver or mail a copy of this Answer form to the Court. You must also mail another copy of your Counterclaim, at the same time, to the Plaintiff’s address shown on the back of this form.

3. If you need help completing this Answer or your Counterclaim, or want more information, call or come by the Clerk’s office at the address on the front. Always refer to your Case Number on the front of this form or the Complaint. A set of Rules, and a Handbook containing more information about this answer form (including Counterclaims), and how to defend yourself at a trial are available from the Clerk’s office.

4. **IF YOU CHOOSE TO MAIL THIS FORM TO THE COURT, YOU SHOULD ALWAYS CHECK WITH THE CLERK’S OFFICE AFTER SEVERAL DAYS TO MAKE SURE IT WAS RECEIVED ON TIME.** Be sure to refer to your Case Number.

5. **BE SURE TO KEEP A COPY OF YOUR ANSWER FOR YOURSELF.** After it is received by the Court, you will be sent a Notice of the time and place of your trial.

FORM 4 (back)

DISTRICT COURT

(address)

(telephone number)

Plaintiff(s)

against

Defendant(s)

)
)
)
)
)
)
)
)

Case Number: _____

NOTICE OF TRIAL

TO EACH PLAINTIFF AND EACH DEFENDANT: The trial in this case is scheduled for _____ .M., on _____, 19____, in Room _____ of the (building) located at (address) in _____, Alabama.

If you cannot appear for trial at this time, you must call or come by this Court as soon as possible BEFORE the trial date, if you have a good reason, to request a postponement. Bring this Notice with you.

IF YOU FAIL TO APPEAR FOR YOUR TRIAL AT THE TIME SHOWN ABOVE, AND HAVE NOT ARRANGED WITH THIS COURT TO POSTPONE THE TRIAL, YOU COULD LOSE YOUR CASE IF YOU ARE THE PLAINTIFF, OR HAVE A COURT JUDGMENT TAKEN AGAINST YOU IF YOU ARE THE DEFENDANT (OR A PLAINTIFF WHO HAS A COUNTERCLAIM FILED AGAINST YOU BY THE DEFENDANT).

You should come to the trial prepared to prove your side of the case, and bring with you any books, papers, receipts, and witnesses you might need. The trial will be very informal. You do not need a lawyer if you are an individual but you should get one if you can.

If witnesses refuse to come to the trial without a court order, called a "subpoena," you can obtain such an order IF YOU CONTACT THIS COURT IMMEDIATELY, in order to allow time for the order to be delivered to the witness before your trial date. You must give us the full name and any address where each witness can be found.

Date mailed: _____, 19____.

Clerk

I, J. O. Sentell, Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true and correct copy of the instrument(s) herewith set out as same appears of record in said Court.

Witness my hand this 7th day of January, 1977.

J. O. SENTELL

Clerk, Supreme Court of Alabama

THE STATE OF ALABAMA JUDICIAL DEPARTMENT
IN THE SUPREME COURT OF ALABAMA
OCTOBER TERM 1976-77

ORDER

RULE OF ADMINISTRATION CONCERNING PUBLICA-
TION AND DISTRIBUTION OF DECISIONS AND OPINIONS
OF THE SUPREME COURT OF ALABAMA, THE COURT OF
CRIMINAL APPEALS, AND THE COURT OF CIVIL
APPEALS

WHEREAS, Constitutional Amendment 328, proposed by Act No. 1051 of 1973, and ratified December 27, 1973, grants to this Court the power to make rules governing the administration of all courts, and

WHEREAS, this Court after receiving comments from the public and hearing oral arguments, considers it desirable to adopt a new procedure for the publication and distribution of the decisions and opinions of the Supreme Court, the Court of Criminal Appeals, and the Court of Civil Appeals.

NOW, THEREFORE, IT IS ORDERED BY THE SUPREME COURT OF ALABAMA on this the 23rd day of November, 1976, that the following Rule of Administration is hereby adopted:

The publication of the official *Alabama Reports* and *Alabama Appellate Courts Reports* will be discontinued as soon as practicable. When the publication of the *Alabama Reports* and *Alabama Appellate Courts Reports* is discontinued the decisions and opinions of the Supreme Court, the Court of Criminal Appeals and the Court of Civil Appeals, will be published as the Alabama Edition of the *Southern Reporter*, and will be titled *Alabama Reporter*. The *Alabama Reporter* will be the official report of the decisions and opinions of the appellate courts of Alabama. An order of this Court shall be published in the front part of each volume to read as follows:

Pursuant to the provisions of Constitutional Amendment 328, proposed by Act No. 1051, of 1973, and ratified December

27, 1973, granting to this Court the power to make rules governing the administration of all courts it is hereby ordered that the published volumes of the decisions and opinions of the Supreme Court, Court of Criminal Appeals, and Court of Civil Appeals shall be published as the Alabama Edition of the Southern Reporter, to be titled "ALABAMA REPORTER," and the *Alabama Reporter* is hereby declared to be the official report of the decisions and opinions of the Appellate Courts of Alabama.

ORDERED by the Court this the 23rd day of November 1976.

The contents, type, size of page, character of appearance, and binding of the *Alabama Reporter* shall be similar to volume 318-320 of the publication titled *Florida Cases*. The format of the spine of the volumes shall be similar to the publication titled *Oklahoma Decisions*. The volumes of the Alabama Reporter shall contain about 700 text pages each, with the number of pages per volume varying to coincide with the inclusion of the Alabama Cases from complete volumes of the *Southern Reporter*. All of the court material which was published in the *Alabama Reports* and the *Alabama Appellate Courts Reports*, except the summary of the briefs, will be published in the *Alabama Reporter*. The official opinions of the Clerk of the Supreme Court on any question of the interpretation of any rule of administration promulgated by the Supreme Court will also be published in the *Alabama Reporter*. The front cover of the volumes of the *Alabama Reporter* published for purchase by the State of Alabama shall have printed thereon in bold letters "State Property" similar to the printing on volume 318-320 of *Florida Cases* if feasible.

The state Finance Director is hereby requested to let a contract in the manner in which other like contracts are made and to keep a contract in force for the purchase of the *Alabama Reporter* and advance sheets thereto under which the state, its agencies, and citizens may purchase their requirements. This contract shall specify the cost per volume of the *Alabama Reporter* without advance sheets and the cost per volume of the *Alabama Reporter* with advance sheets and should also include the mailing cost by the publisher. It is contemplated that the publisher will be furnished a mailing list for the copies purchased by the state and that the citizens of the state will be able to purchase copies of the *Alabama Reporter* and advance sheets thereto at the same price as the state. To the end that bids may be made more favorable to the state, the Reporter of Decisions shall furnish to the publisher, without cost, all copies of opinions and other material the court desires published for the publisher's use.

The Supreme Court and the State Law Library shall establish and maintain a distribution list for the *Alabama Reporter* and will be responsible for the purchase and distribution of the *Alabama Reporter*.

The inventory of volumes of the *Alabama Reports* and *Alabama Appellate Courts Reports* now in the hands of the Secretary of State and which were purchased by funds appropriated to the Alabama appellate courts will be transferred to the Supreme Court and State Law Library upon approval of the Secretary of State and Governor.

Payment for the required copies of the *Alabama Reporter* during the fiscal year 1976-77 will be from funds appropriated to the Supreme Court for the publication of the *Alabama Reports* and to the Court of Civil Appeals and Court of Criminal Appeals for publication of the *Alabama Appellate Courts Reports*. Beginning with the fiscal year 1977-78, the Supreme Court and State Law Library will budget for the required copies of the *Alabama Reporter*.

This rule of administration supersedes sections 65, 66, 67, 68, 69, 70, 71, 72 and 73 of Title 13, and section 188 of Title 55, Code of Alabama (Recompiled 1958); and amends section 111(12) of Title 13, sections 499, and 499(1) of Title 52, and sections 178, 197, 199 of Title 55, Code of Alabama (Recompiled 1958) insofar as said code sections conflict with this order. All Justices concur.
Bloodworth, J., not sitting.

I, J. O. Sentell, Clerk of the Supreme Court of Alabama, do hereby certify that the foregoing is a full, true and correct copy of the instrument(s) herewith set out as same appears of record in said Court.

Witness my hand this 23rd day of November, 1976

J. O. SENTELL

Clerk, Supreme Court of Alabama

OFFICIALS OF THE STATE OF ALABAMA

GEORGE C. WALLACE, Governor

<i>Lieutenant-Governor</i>	
Jere Beasley	Clayton
<i>Attorney General</i>	
William J. Baxley	State Capitol
<i>State Auditor</i>	
Bettye Frink	State Capitol
<i>Secretary of State</i>	
Mrs. Agnes Baggett	State Capitol
<i>State Treasurer</i>	
Melba Till Allen	State Capitol
<i>Superintendent of Education</i>	
Dr. Wayne Teague	State Office Bldg.
<i>Commissioner of Agriculture and Industries</i>	
McMillan Lane	State Office Bldg.
<i>Adjustment, State Board of</i>	
Mrs. Agnes Baggett, Secretary of State	
Bettye Frink, State Auditor	
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Charles D. Cole, Director	200 So. Hull, 36104

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<i>Archives and History, Department of</i>	
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A. H. Fleming, Coliseum Manager	Federal Drive
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<i>Examiners of Public Accounts, Dept. of</i>	
W. W. Dillard, Jr., Acting Chief Examiner....	State Capitol
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Henry Steagall, Executive Secretary	State Capitol
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<i>Fire Marshal, State</i>	
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<i>Forestry Commission, Alabama</i>	
Cecil W. Moody, Forester	Montgomery

OFFICIALS OF THE STATE OF ALABAMA—Continued

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<i>Geological Survey of Alabama</i>	
James S. Joiner, State Geologist	University
<i>Health, Department of Public</i>	
Dr. Ira L. Meyers, State Health Officer	State Office Bldg.
<i>Highway Department, State</i>	
Ray Bass, Director	Highway Bldg.
<i>Highway Patrol (See Public Safety)</i>	
<i>Highway Traffic Safety</i>	
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W. Warner Floyd, Executive Director	Montgomery
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T. J. Ventress, Director	State Office Bldg.
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Charles H. Payne, Commissioner	State Adm. Bldg.
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Howard E. Hendrix, Director	Montgomery
<i>Legislative Commission to Preserve the Peace, Alabama</i>	
Edwin Strickland, Staff Director	Montgomery
<i>Legislative Reference Service</i>	
Louis G. Greene, Director	State Capitol
<i>Licensing Board For the Healing Arts, State</i>	
Paul Ashurst, Executive Officer	State Capitol
<i>Liquefied Petroleum Gas Board, Alabama</i>	
Bill Cassity, Administrator	State Office Bldg.
<i>Medical Examiners, State Board of</i>	
Dr. Robert Parker, Secretary	State Office Bldg.
<i>Medical Technicians Examiners, Board of</i>	
Harold Moody, State Health Dept.	State Office Bldg.
<i>Mental Health, State Dept. of</i>	
Taylor Hardin, Commissioner	State Office Bldg.
<i>Military Department</i>	
Maj. Gen. Chas. A. Rollo, Adj. General.....	State Adm. Bldg.
<i>Nursing, Board of</i>	
Miss Betty Tomlin, Ex. Officer	State Adm. Bldg.

OFFICIALS OF THE STATE OF ALABAMA—Continued

<i>Optometry, State Board of</i>	
Dr. Willard Smith	Eufaula
<i>Oil and Gas Board, State</i>	
James S. Joiner, Supervisor	University
<i>Pardons and Paroles, State Board of</i>	
David H. Williams, Chairman	State Adm. Bldg.
<i>Pensions and Security, State Department of</i>	
Guy Burns	State Adm. Bldg.
<i>Personnel Department</i>	
J. S. Frazer, Director	State Adm. Bldg.
<i>Pharmacy, Alabama Board of</i>	
J. W. McLane, Secretary	427 City Federal Bldg., B'ham
<i>Physical Fitness, Commission on</i>	
Daniel Long, Executive Director	
<i>Physical Therapy, State Board</i>	
Elizabeth L. Bostick	6367 McKenna, Mobile
<i>Pilotage Commission, State</i>	
E. Robert Leatherbury, Chairman	
	131 New Jersey St., Mobile, 36603
<i>Psychology, State Board of Examiners</i>	
Roger C. Rinn	1720-17th Ave., Birmingham
<i>Public Accountancy, State Board</i>	
Joseph G. Robertson, Executive Secretary	Bell Building
<i>Public Library Service, Alabama</i>	
Mrs. Anthony D. Miell, Director	State Adm. Bldg.
<i>Public Safety, Department of</i>	
E. C. Dothard, Director	Montgomery
<i>Public Service Commission, Alabama</i>	
Juanita W. McDaniel, President	
<i>Publicity and Information, State Bureau of</i>	
Doug Benton, Director	State Capitol
<i>Purchasing Agent, State</i>	
Howard L. White, Jr.	State Capitol
<i>Real Estate Commission</i>	
Mrs. Mary Goodwin, Ex. Secretary	Montgomery
<i>Revenue, Department of</i>	
Charles A. Boswell, Commissioner	State Adm. Bldg.
<i>River Development Authority, Alabama</i>	
R. C. "Red" Bamberg, Administrator	Montgomery

OFFICIALS OF THE STATE OF ALABAMA—Continued

<i>Securities Commission, State</i>	
Thomas L. Krebs, Acting Director	State Adm. Bldg.
<i>Social Security, State Agency</i>	
J. Ben Swindle, Director	State Capitol
<i>Soil and Water Conservation Committee, State</i>	
Wilbur B. Nolen, Jr., Ex. Secretary	State Office Bldg.
<i>Teachers' Retirement System, State</i>	
David G. Bronner, Secretary-Treasurer.....	State Adm. Bldg.
<i>Television Commission, Alabama Educational</i>	
Dennis N. Strock,	
Manager	2101 Magnolia Ave., B'ham 35205
<i>Toxicologist, State</i>	
C. J. Rehling	Auburn
<i>Trooper, State (See Public Safety)</i>	
<i>Unemployment Compensation Division</i>	
See Department of Industrial Relations	
<i>Veterans Affairs, State Department of</i>	
W. W. Wadsworth, Jr., Director	State Office Bldg.
<i>Veterinary Medical Examining Board, Alabama</i>	
Dr. Ray Ashwander, Sec.-Treas.	Decatur
<i>Water Improvement Commission</i>	
Dr. Ira L. Myers, Chairman	State Office Bldg.
<i>White House Association, The</i>	
Mrs. Ruth Rowell, Regent	Montgomery

JUDICIAL

<i>Supreme Court</i>	
C. C. "Bo" Torbert, Jr., Chief Justice	Judicial Bldg.
<i>Court of Criminal Appeals</i>	
John C. Tyson, Presiding Judge	Judicial Bldg.
<i>Court of Civil Appeals</i>	
L. Charles Wright, Presiding Judge	Judicial Bldg.

STATE UNIVERSITIES

<i>Auburn University,</i>	
Harry M. Philpott, President	Auburn

STATE UNIVERSITIES—Continued

<i>Auburn University at Montgomery</i>	
Hanly Funderburk, Jr., Vice-President	Montgomery
<i>Jacksonville State University</i>	
Ernest Stone, President	Jacksonville
<i>Livingston State University</i>	
Asa N. Green, President	Livingston
<i>Troy State University</i>	
Ralph W. Adams, President	Troy
<i>Troy State University at Ft. Rucker</i>	
Robert M. Paul, Vice President	Ft. Rucker
<i>Troy State University at Montgomery</i>	
James E. Bailey, Jr., Vice President	Maxwell AFB
<i>University of Alabama</i>	
F. David Mathews, President	University
<i>University of Alabama in Birmingham</i>	
George Campbell, President	Birmingham
<i>University of Alabama in Huntsville</i>	
Benjamin B. Graves, President	Huntsville
<i>University of Montevallo</i>	
Kermit A. Johnson, President	Montevallo
<i>University of North Alabama</i>	
Robert M. Guillot, President	Florence
<i>University of South Alabama</i>	
Fred P. Whiddon, President	Mobile

INSTITUTIONS UNDER CONTROL OF
STATE BOARD OF EDUCATION

<i>Alabama Agricultural and Mechanical University</i>	
R. D. Morrison, President	Normal
<i>Alabama State University</i>	
Levi Watkins	Montgomery

ALABAMA STATE JUNIOR COLLEGES

<i>Alexander City State Junior College</i>	
Byron Causey, President	Alexander City

STATE JUNIOR COLLEGES—Continued

<i>S. D. Bishop State Junior College</i>	
S. D. Bishop, President	Mobile
<i>Brewer State Junior College</i>	
Charles W. Davis, President	Fayette
<i>Chattahoochee Valley State Junior College</i>	
Ralph M. Savage, President	Phenix City
<i>Jefferson Davis State Junior College</i>	
Woodfin Patterson, President	Brewton
<i>Enterprise State Junior College</i>	
B. A. Forrester, President	Enterprise
<i>James H. Faulkner State Junior College</i>	
Lathem N. Sibert, President	Bay Minette
<i>Gadsden State Junior College</i>	
A. D. Naylor, President	Gadsden
<i>Patrick Henry State Junior College</i>	
Cecil L. Murphy, President	Monroeville
<i>Jefferson State Junior College</i>	
George L. Layton, President	Birmingham
<i>Theodore A. Lawson State Community College</i>	
Leon Kennedy, President	Birmingham
<i>Northeast Alabama State Junior College</i>	
E. R. Knox, President	Rainsville
<i>Northwest Alabama State Junior College</i>	
James A. Glasgow, President	Phil Campbell
<i>Snead State Junior College</i>	
Virgil McCain, President	Boaz
<i>Southern Union State Junior College</i>	
L. Ray Jones, President	Wadley
<i>Lurleen B. Wallace State Junior College</i>	
William H. McWhorter, President	Andalusia

STATE TECHNICAL SCHOOLS

<i>Alabama Aviation and Technical College</i>	
Troy C. Tullis, Director	Ozark
<i>Alabama Technical College</i>	
Robert W. Howard, President	Gadsden

STATE TECHNICAL SCHOOLS—Continued

<i>Atmore State Technical Institution</i>	
Malcolm A. Jones, Director	Atmore
<i>Harry M. Ayers State Tech. College</i>	
Pierce C. Cain, President	Anniston
<i>Bessemer State Tech. College</i>	
Charles L. Payne, President	Bessemer
<i>John C. Calhoun State Community Jr. College</i>	
Carlton W. Kelley, President	Decatur
<i>George C. Wallace State Community College</i>	
Phillip J. Hamm, President	Dothan
<i>George C. Wallace Community College</i>	
Charles L. Byrd, President	Selma
<i>Carver State Technical Trade School</i>	
A. L. Green, Director	Mobile
<i>J. F. Drake State Tech. College</i>	
S. C. O'Neal, President	Huntsville
<i>Gadsden State Technical Institute</i>	
Eugene N. Prater, Director	Gadsden
<i>Richmond P. Hobson, State Tech. College</i>	
John C. Mosley, President	Thomasville
<i>J. F. Ingram State Voc. School</i>	
Murry C. Gregg, Director	Deatsville
<i>Theodore A. Lawson State Community Col.-Tech. Branch</i>	
Leon Kennedy, President	Birmingham
<i>Douglas MacArthur State Tech. College</i>	
E. C. Nevin, President	Opp
<i>Muscle Shoals Tech. Inst.</i>	
Hugo A. Barton, Director	Muscle Shoals
<i>Northwest Alabama State Tech. College</i>	
Solon Gregg, President	Hamilton
<i>N. F. Nunnellely State Tech. College</i>	
Michael J. Arban, Jr., Director	Childersburg
<i>Opelika State Tech. College</i>	
Robert G. Brown, President	Opelika
<i>John M. Patterson State Tech. College</i>	
James L. Taunton, President	Montgomery
<i>Regional Tech. Institute</i>	
Kieth D. Blayney, Director ..	Birmingham

STATE TECHNICAL SCHOOLS—Continued

<i>Ed E. Reid State Tech. College</i>	
Wiley Salter, President	Evergreen
<i>Shelton State Technical College</i>	
Harold I. James, President	Tuscaloosa
<i>Southwest State Tech. College</i>	
Donald S. Jeffries, President	Mobile
<i>Chauncey Sparks State Tech College</i>	
Myron Motier Cope, President	Eufaula
<i>Councill Trenholm State Tech. College</i>	
Marion D. Smiley, President	Montgomery
<i>Tuscaloosa State Tech. College</i>	
Jesse L. Anderson, President	Tuscaloosa
<i>Walker County State Trade School</i>	
Harold Wade, Director	Sumiton
<i>George Corley Wallace State Community College</i>	
Charles L. Byrd, President	Selma
<i>George C. Wallace State Community College</i>	
Phillip J. Hamm, Director	Dothan
<i>George C. Wallace State Tech. Community College</i>	
James C. Bailey, President	Hanceville

STATE SPECIAL SCHOOLS

<i>Alabama Institute For Deaf and Blind</i>	
W. W. Elliott, President	Talladega
<i>Alabama School of Fine Arts</i>	
James R. Nelson, Exec. Dir.	Birmingham
<i>Partlow State School and Hospital</i>	
Dr. Robert Sanders, Supt.	Tuscaloosa

STATE CORRECTIVE SCHOOLS

<i>Alabama Boys' Industrial School</i>	
John Carr, Superintendent	Birmingham
<i>State Training School for Girls</i>	
Eileen N. Slack, Superintendent	Birmingham
<i>Alabama Industrial School</i>	
G. Wayne Booker, Supt.	Mt. Meigs

ROSTER OF THE SENATE OF ALABAMA

Jere Beasley, <i>Lieutenant Governor</i>	Clayton
Joe Fine, <i>President Pro-Tem</i>	Russellville
McDowell Lee, <i>Secretary</i>	Montgomery
<i>District No. 1</i>	
Oscar Ray Peden	225 Wilson Ave., Florence 35630
<i>District No. 2</i>	
Joe Fine	P. O. Box 818, Russellville 35653
<i>District No. 3</i>	
Bingham Edwards	P. O. Box 632, Decatur 35601
<i>District No. 4</i>	
Finis St. John	P. O. Drawer K, Cullman 35055
<i>District No. 5</i>	
Robert T. (Bob) Wilson	1501 First Ave., Jasper 35501
<i>District No. 6</i>	
Albert McDonald	6800 Madison Pike, Huntsville 35806
<i>District No. 7</i>	
Bill G. King	P. O. Box 382, Huntsville 35804
<i>District No. 8</i>	
John Baker	Rt. 3, Rainsville 35986
<i>District No. 9</i>	
Sid McDonald	P. O. Box 546, Arab 35016
<i>District No. 10</i>	
Gerald W. Waldrop	181 Lakeshore Dr., (Rt. 10, Box 192A) Gadsden 35901
<i>District No. 11</i>	
George McMillan	1550 First National Southern Natural Bldg., Birmingham 35203
<i>District No. 12</i>	
Paschal P. ("Pat") Vacca	929-30 Frank Nelson Bldg., Birmingham 35203

ROSTER OF THE SENATE OF ALABAMA—Continued

District No. 13

J. Richmond Pearson809 Bolin Street, S.W.,
Birmingham 35211

District No. 24

Robert L. "Bob" Ellis, Jr.509 Poplar Lane,
Adamsville 35005

District No. 15

U. W. Clemon2121 Building, Suite 1600,
Birmingham 35203

District No. 16

Richard C. Shelby324 First Federal Bldg.,
Tuscaloosa 35401

District No. 17

Eddie Hubert GilmoreP. O. Box 546, Bessemer 35020

District No. 18

Obie J. LittletonP. O. Box 1288, Clayton 35045

District No. 19

John TeagueP.O. Box 427, Childersburg 35045

District No. 20

Donald W. StewartP. O. Box 2182, Anniston 36201

District No. 21

T. D. (Ted) LittleP. O. Box 342, 544 Sherwood
Dr., Auburn 36830

District No. 22

G. J. HigginbothamP.O. Box 585, Opelika, 36801

District No. 23

T. Dudley PerryP. O. Box 419, Tuskegee 36083

District No. 24

Sam L. AdamsP. O. Box 1690, Dothan 36301

District No. 25

Wallace MillerP. O. Box 765, Enterprise, 36330

District No. 26

Jerry PowellP. O. Box 400, Eclectic 36024

ROSTER OF THE SENATE OF ALABAMA—Continued

District No. 27

Fred Jones132 S. Perry St., Montgomery 36104

District No. 28

“Walking” Wendell MitchellP. O. Box 225,
Luverne 36049

District No. 29

Earl GoodwinP. O. Box 1039, Selma 36701

District No. 30

Bert Bank#7 Burnt Pine, Rt. 2, Northport 35476

District No. 31

Maston MimsRt. One, Uriah 36480

District No. 32

L. D. (Dick) Owen, Jr.P. O. Box 45, 211-11th St.,
Bay Minette 36507

District No. 33

Mike Perloff257 St. Anthony St., Mobile 36606

District No. 34

L. W. “Red” Noonan161 McGregor Ave., Mobile 36608

District No. 35

Bill RobertsRt. 1, Box 278, Theodore 36582

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA

1975

Joe C. McCorquodale, Jr., *Speaker*Jackson

Robert T. (Bobby Tom) Crowe, *Speaker Pro-Tem*Jasper

John W. Pemberton, *Clerk*Montgomery

Richard C. Whitaker, *Reading Clerk*Montgomery

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

MEMBERS OF THE HOUSE

- 1 LAUDERDALE
Lynn Greer Rt. 3, Box 102, Rogersville 35652
- 2 LAUDERDALE
Robert M. (Bob) Hill, Jr.119 Mobile Street, Plaza
Florence 35630
- 3 LAUDERDALE, COLBERT, FRANKLIN
Tom C. Coburn1107 E. 3rd St., Tuscumbia 35674
- 4 COLBERT, FRANKLIN
J. W. (Joe) Goodwin—310 Ford Rd., Muscle Shoals 35660
- 5 FRANKLIN, MARION
Paul J. WeeksP. O. Box 674, Winfield 35594
- 6 LAMAR, MARION, FAYETTE
Allen McNeesRt. 1, Vernon 35592
- 7 LAWRENCE, MORGAN
Wayland CrossBox D, Courtland 35618
- 8 MORGAN
Charles B. Martin1716 Camellia Dr., S.W.,
Decatur 35601
- 9 MORGAN
Tommy Ed RobertsRt. 4, Box 293-E, Decatur 35601
- 10 MORGAN, CULLMAN
Tom DrakeP. O. Box 36, Cullman 35055
- 11 CULLMAN, WINSTON
John R. Sparks919 Nunnely Dr., S.W., Cullman 35055
- 12 WINSTON, WALKER
Robert T. (Bobby Tom) CroweBox 2308, Jasper 35501

**ROSTER OF THE HOUSE OF REPRESENTATIVES OF
ALABAMA—Continued**

- 13 WALKER
Alvis Naramore5th Ave. & 19th Street, Jasper 35501
- 14 JEFFERSON, BLOUNT
Carl JollyP. O. Box 366, Gardendale 35071
- 15 JEFFERSON
Robert B. (Bob) HallRt. 2, Box 593-W, Pinson 35126
- 16 LIMESTONE
Tommy CarterRt. 2, Elkmont 35620
- 17 LIMESTONE, MADISON
Warren C. MooreRt. 3, Box 875, Huntsville 35806
- 18 MADISON
Frank H. Riddick2920 Hillsboro Rd., S.W.,
Huntsville 35805
- 19 MADISON
Richard Gregg401 Wynn Dr., Huntsville 35805
- 20 MADISON
Robert E. Albright2024 Stanhope Dr., N.E.,
Huntsville 35811
- 21 MADISON
Bill Smith 2203 Colice Rd., S.E., Huntsville 35801
- 22 MADISON, JACKSON
Hartwell LutzSuite 52, Central Bank Bldg.
Huntsville 35801
- 23 JACKSON
Bethel D. StarkeyP. O. Box 3, Pisgah 35765
- 24 JACKSON, DeKALB
Roger KillianP. O. Box 4, Fort Payne 35967
- 25 DeKALB, MARSHALL
Hinton MitchemP. O. Box 297, Albertville 35950

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

- 26 **MARSHALL**
Phillip B. (Phil) Kelley Rt. 2, Box 486,
Guntersville 35976
- 27 **BLOUNT, ETOWAH, MARSHALL**
Joe Brindley Rt. 3, Box 336A, Boaz 35957
- 28 **ETOWAH**
Joe M. Ford 117 Arcade St., Gadsden 25903
- 29 **ETOWAH**
Hubert L. Taylor 2714 Hazel Dr., Gadsden 35901
- 30 **ETOWAH, CHEROKEE**
Kerry Rich Rt. 12, Gadsden 35901
- 31 **JEFFERSON**
Dr. Dewey White, Jr. P. O. Box 7685A,
Birmingham 35223
- 32 **JEFFERSON**
Francis Falkenburg 3001 Argyle Rd.,
Birmingham 35213
- 33 **JEFFERSON**
Robert C. (Bob) Gafford 5345 Division Ave.,
Birmingham 35212
- 34 **JEFFERSON**
Richard Andrews P. O. Box 6061
Birmingham 35209
- 35 **JEFFERSON**
Jack Biddle, III 2256 Pinehurst Dr.,
Gardendale 35071
- 36 **JEFFERSON**
Hoyt W. Trammell Rt. 15, Box 247,
Birmingham 35224

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

- 37 JEFFERSON
Tom Leonard1725 Windsor Blvd.,
Homewood 35209
- 38 JEFFERSON
Ronald Edward Jackson1605 8th Ave., N.,
Frazier Bldg., Birmingham 35203
- 39 JEFFERSON
Rev. John T. Porter1101 Montevallo Rd., S.W.,
Birmingham 35211
- 40 JEFFERSON
Jack Hopping, Sr.2804 Ave. G., Birmingham 35218
- 41 JEFFERSON
Chris McNairP. O. Box 1851, Birmingham 35201
- 42 JEFFERSON
Hugh Boles1036 Normandale Circle,
Hueytown 35020
- 43 JEFFERSON
Jerome TuckerSuite 1722, 2121 Bldg.,
8th Ave., N., Birmingham 35203
- 44 JEFFERSON
A. L. (Tony) Harrison1214-4th Place No.,
Birmingham 35204
- 45 JEFFERSON
Earl F. Hilliard1605 Eighth Ave., North,
Birmingham 35203
- 46 TUSCALOOSA
Jimmy LeeNo. 2 Wood Manor, Tuscaloosa 35401
- 47 TUSCALOOSA
Roy W. Johnson, Jr.4501 20th St., N.E.,
Tuscaloosa 35401

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 48 TUSCALOOSA, BIBB
Walter Owens107 Court Sq., West, Centreville 35042
- 49 TUSCALOOSA, JEFFERSON
Asbury Howard1930 Exeter Ave., Bessemer 35020
- 50 JEFFERSON
Ralph (Buddy) Armstrong1821 3rd Ave., North,
Bessemer 35020
- 51 JEFFERSON, SHELBY
James T. (Jabo) Waggoner, Jr.1829 Mission Rd.,
Birmingham 35216
- 52 JEFFERSON, SHELBY, TALLADEGA
Sonny MooreP. O. Box 44, Sterrett 35147
- 53 CHILTON, SHELBY
Curtis SmithRt. 3, Box 118, Clanton 35045
- 54 COOSA, TALLADEGA
Murray P. McCluskeyBox 599, Sylacauga 35150
- 55 TALLADEGA
Wallace Shoemaker15 Cliff Road,
Childersburg 35044
- 56 ST. CLAIR, CALHOUN
Marilyn QuarlesP. O. Box 214, Springville 35146
- 57 CALHOUN
Thomas R. (Tom) SheltonP. O. Box 434,
Jacksonville 36265
- 58 CALHOUN
Donald G. HolmesRt. 1, Box 90, Eastaboga 36260
- 59 CALHOUN
Hugh D. MerrillP. O. Box 1498, Anniston 36201
- 60 CLAY, CLEBURNE, TALLADEGA
Gerald O. DialBox 275, Lineville 36266

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 61 **RANDOLPH, CHAMBERS**
Monroe Smith Rt. 1, Box 984, Lanett 36863
- 62 **TALLAPOOSA, CHAMBERS**
Larry Morris Madison St., Alexander City 35010
- 63 **TALLAPOOSA, CHAMBERS, LEE**
Pete Turnham P. O. Box 1592, Auburn 36830
- 64 **CHAMBERS, LEE**
Shelby D. Ward P.O. Box 689, Opelika, 36801
- 65 **LEE, RUSSELL, BARBOUR**
Charles W. Whatley Rt. 5, Box 250, Opelika 36801
- 66 **RUSSELL**
James A. Baker 400 29th St., Phenix City 36867
- 67 **MACON, BULLOCK**
Thomas Reed Drawer EE, Tuskegee Institute 36088
- 68 **PIKE, COFFEE, BULLOCK, BARBOUR**
Joel M. Folmar P. O. Box 325, Troy 36081
- 69 **DALE, BARBOUR, HENRY**
James G. Sasser 1208 Skipperville Rd., Ozark 26260
- 70 **HOUSTON, HENRY, BARBOUR**
Buddy Crawford P. O. Box 129, Abbeville 36310
- 71 **HOUSTON**
Joe R. Carothers, Jr. Rt. 8, Box 33, Dothan 36301
- 72 **DALE**
R. Nolan Williams Rt. 2, Newton 36352
- 73 **GENEVA, COVINGTON, HOUSTON**
Jack W. Smith P. O. Box 728, Dothan 36301

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 74 COVINGTON, COFFEE
Jimmy W. HolleyRt. 3, Box 191E, Elba 36323
- 75 COVINGTON
Frank JacksonP. O. Box 209, Opp 36467
- 76 ELMORE
Jack B. VenableP. O. Box 736, Tallassee 36078
- 77 MONTGOMERY
Rufus A. Lewis801 Bolivar St., Montgomery 36104
- 78 MONTGOMERY, CRENSHAW
Cecil L. WyattP. O. Box 1, Ramer 36069
- 79 MONTGOMERY
Bishop N. BarronP. O. Box 221, Montgomery 36101
- 80 MONTGOMERY
Alvin A. HolmesP. O. Box 6064, Montgomery 36106
- 81 MONTGOMERY
JAMES D. HARRIS, JR1406 Union Bank Bldg.,
Montgomery 36104
- 82 MONTGOMERY, AUTAUGA, LOWNDES, ELMORE
James J. PlasterRt. 1, Box 193, Autaugaville 36003
- 83 WILCOX, LOWNDES, DALLAS
William D. EdwardsRt. 1, Box 180A, Ft. Deposit 36032
- 84 BUTLER, CRENSHAW
Eric O. Cates, Jr.Rt. 2, Box 222, Greenville 36037
- 85 DALLAS, AUTAUGA
John A. Lockett, Jr.P. O. Box 1354, Selma 36701
- 86 DALLAS, PERRY, MARENGO
R. Leigh Pegues202 Early St., Marion 36756

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 87 MARENGO, SUMTER, HALE, GREENE
Richard S. (Rick) Manley P. O. Drawer U,
Demopolis 36732
- 88 GREENE, PICKENS, TUSCALOOSA, HALE
George N. Clark Box 6, Eutaw 35462
- 89 TUSCALOOSA, PICKENS
Edward (Big Ed) Robertson P. O. Box 331,
Northport 35476
- 90 SUMTER, CHOCTAW
Frank Campbell P. O. Box 992, Livingston 35470
- 91 ESCAMBIA
L. Brooks Hines P. O. Box 345, Brewton 36426
- 92 CLARKE, MONROE
Joe C. McCorquodale, Jr. P. O. Box 535, Jackson 36545
- 93 MONROE, CONECUH, ESCAMBIA
James E. (Jimmy) Warren P. O. Box 207,
Castleberry 36432
- 94 BALDWIN
Daniel L. Kinsey P. O. Box 346, Foley 36535
- 95 BALDWIN, MOBILE
John M. McMillan, Jr. P. O. Box 253, Stockton 36579
- 96 WASHINGTON, MOBILE
J. Henry McCulley P. O. Box 45, Wagerly 36585
- 97 MOBILE
Dal Younce 409 Hwy. 43 South,
Saraland 36571
- 98 MOBILE
Cain J. Kennedy 1407 Davis Ave., Mobile 36603

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 99 **MOBILE**
James E. Busky2200 Barretts Lane, Mobile 36617
- 100 **MOBILE**
J. Thomas (Tommy) Sandusky2113 Knollwood Dr.,
Mobile 36609
- 101 **MOBILE**
H. L. (Sonny) CallahanP. O. Box 1208, Mobile 36601
- 102 **MOBILE**
Nat Sonnier2551 Old Shell Rd., Mobile 36607
- 103 **MOBILE**
Gary CooperP. O. Box 25, Mobile 36601
- 104 **MOBILE**
Douglas I. JohnstoneP. O. Box 1988, Mobile 36601
- 105 **MOBILE**
Bob Glass4723 Bavarian Dr., Mobile 36619

LEGAL & CONTRACT INTEREST RATES, BY STATES,
APRIL 7, 1977

	Legal Rates 1977	Contract Rates 1977
Alabama.....	6%	8%
Alaska.....	8	10¼
Arizona.....	6	10
Arkansas.....	6	10
California.....	7	10
Colorado.....	8	
Connecticut.....	6	12
Delaware.....	6	9¼
District of Columbia.....	6	8
Florida.....	6	10
Georgia.....	7	9
Hawaii.....	6	12
Idaho.....	8	10
Illinois.....	5	8
Indiana.....	8	
Iowa.....	5	9
Kansas.....	6	10
Kentucky.....	6	8½
Louisiana.....	7	8
Maine.....	6	No Maximum
Maryland.....	6	8
Massachusetts.....	6	No Limit
Michigan.....	5	7
Minnesota.....	6	8
Mississippi.....	6	10
Missouri.....	6	10
Montana.....	6	10
Nebraska.....	6	11
Nevada.....	7	12
New Hampshire.....	6	No limit
New Jersey.....	8	
New Mexico.....	6	10
New York.....	8½	See Legal
North Carolina.....	6	8
North Dakota.....	6	9½
Ohio.....	6	8
Oklahoma.....	6	
Oregon.....	6	10
Pennsylvania.....	6	6
Puerto Rico.....	6	9
Rhode Island.....	6	21
South Carolina.....	6	8
South Dakota.....	6	10
Tennessee.....	6	10
Texas.....	6	10
Utah.....	6	
Vermont.....	8½	8½

LEGAL & CONTRACT INTEREST RATES, BY STATES,
APRIL 7, 1977—Continued

	Legal Rates 1977	Contract Rates 1977
Virginia.....	6	8
Washington.....	6	12
West Virginia.....	6	8
Wisconsin.....	5	12
Wyoming.....	7	

- (1) 15% for corporations
- (2) 12% if loans unsecured
- (3) 15% for corporations
- (4) 15% for Corporations, where excess of \$2,500

This table summarizes only the broad, general provisions of state laws setting maximum legal and contract rates of interest, and it does not summarize rates fixed for special types of loans, such as instalment loans and loans under the small loans laws.

The parties to a transaction may agree on a specific rate of interest. The maximum rates that may be agreed upon is usually fixed by law. This is the "contract rate."

If a specific rate is not agreed upon, then the maximum rate that may be taken is the "legal rate," fixed by law in all states.

Interest in excess of the rate permitted by law is usurious. All states provide penalties for taking such interest.

Many state statutes provide that the defense of usury is not available to a corporation.

For a more detailed explanation of legal and contract rates of interest and of state and federal usury laws, see **Paton's Digest of Legal Opinions**, Interest and Usury, particularly sections 2:1, 2:2, 21 and 22.

Source: Data prepared by Legal Department, American Bankers Association.

Annuity Table showing the current present cash value of an annuity of one hundred dollars per month, month by month from two to four hundred eighty months at 2%, 2½%, 3%, 3½%, 4%, 4½%, 5%, 5½%, and 6%. As provided in Act No. 456, Approved August 31, 1953.

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
1	99.83	99.79	99.75	99.70	99.66	99.62	99.58	99.54	99.50
2	199.50	199.37	199.25	199.12	199.00	198.88	198.75	198.63	198.50
3	299.00	298.75	298.50	298.25	298.01	297.76	297.51	297.27	297.02
4	398.33	397.92	397.51	397.10	396.68	396.27	395.86	395.45	395.04
5	497.50	496.89	496.27	495.65	495.03	494.42	493.81	493.19	492.58
6	596.15	595.64	594.78	593.92	593.06	592.20	591.34	590.49	589.63
7	695.35	694.20	693.05	691.90	690.75	689.61	688.47	687.34	686.20
8	794.03	792.55	791.07	789.60	788.13	786.66	785.20	783.74	782.29
9	892.54	890.69	888.85	887.01	885.18	883.35	881.53	879.71	877.90
10	990.89	988.63	986.38	984.14	981.90	979.68	977.46	975.24	973.04
11	1,089.07	1,086.37	1,083.67	1,080.99	1,078.31	1,075.64	1,072.98	1,070.34	1,067.70
12	1,187.10	1,183.90	1,180.72	1,177.55	1,174.39	1,171.25	1,168.12	1,165.00	1,161.89
13	1,284.95	1,281.23	1,277.53	1,273.84	1,270.16	1,266.50	1,262.86	1,259.23	1,255.61
14	1,382.65	1,378.36	1,374.09	1,369.84	1,365.61	1,361.40	1,357.20	1,353.02	1,348.87
15	1,480.18	1,475.29	1,470.42	1,465.57	1,460.74	1,455.94	1,451.15	1,446.39	1,441.66
16	1,577.55	1,572.01	1,566.50	1,561.01	1,555.55	1,550.12	1,544.72	1,539.34	1,533.99
17	1,674.76	1,668.54	1,662.34	1,656.18	1,650.05	1,643.96	1,637.89	1,631.86	1,625.86
18	1,771.18	1,764.86	1,757.95	1,751.08	1,744.24	1,737.44	1,730.68	1,723.96	1,717.27
19	1,868.69	1,860.98	1,853.32	1,845.69	1,838.11	1,830.58	1,823.09	1,815.64	1,808.23
20	1,965.42	1,956.91	1,948.44	1,940.03	1,931.67	1,923.36	1,915.11	1,906.90	1,898.74
21	2,061.98	2,052.63	2,043.34	2,034.10	2,024.92	2,015.81	2,006.74	1,997.74	1,988.79
22	2,158.38	2,148.15	2,137.99	2,127.89	2,117.86	2,107.90	2,098.00	2,088.17	2,078.40
23	2,254.63	2,243.48	2,232.41	2,221.42	2,210.50	2,199.65	2,188.88	2,178.19	2,167.56
24	2,350.71	2,338.61	2,326.59	2,314.66	2,302.82	2,291.06	2,279.38	2,267.79	2,256.28
25	2,446.63	2,433.54	2,420.54	2,407.64	2,394.84	2,382.13	2,369.51	2,356.99	2,344.56
26	2,542.39	2,528.27	2,514.26	2,500.35	2,486.55	2,472.85	2,459.26	2,445.78	2,432.40
27	2,638.00	2,622.81	2,607.74	2,592.79	2,577.96	2,563.24	2,548.65	2,534.16	2,519.80
28	2,733.44	2,717.15	2,700.98	2,684.96	2,669.06	2,653.29	2,637.66	2,622.15	2,606.76
29	2,828.73	2,811.29	2,794.00	2,776.86	2,759.86	2,743.01	2,726.30	2,709.73	2,693.30
30	2,923.85	2,905.24	2,886.78	2,868.49	2,850.36	2,832.38	2,814.57	2,796.91	2,779.40

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
31	3,018.82	2,998.99	2,979.33	2,959.86	2,940.56	2,921.43	2,902.47	2,883.69	2,865.08
32	3,113.63	3,092.55	3,071.65	3,050.96	3,030.45	3,010.14	2,990.02	2,970.08	2,950.32
33	3,208.29	3,185.91	3,163.75	3,141.79	3,120.05	3,098.52	3,077.19	3,056.07	3,035.15
34	3,302.78	3,279.08	3,255.61	3,232.37	3,209.36	3,186.57	3,164.01	3,141.67	3,119.55
35	3,397.12	3,372.05	3,347.24	3,322.68	3,298.36	3,274.29	3,250.47	3,226.88	3,203.53
36	3,491.30	3,464.83	3,438.64	3,412.72	3,387.07	3,361.69	3,336.57	3,311.70	3,287.10
37	3,585.33	3,557.42	3,529.82	3,502.51	3,475.49	3,448.75	3,422.31	3,396.14	3,370.25
38	3,679.19	3,649.82	3,620.77	3,592.03	3,563.61	3,535.50	3,507.69	3,480.19	3,452.98
39	3,772.91	3,742.02	3,711.49	3,681.29	3,651.44	3,621.91	3,592.72	3,563.85	3,535.30
40	3,866.46	3,834.03	3,801.98	3,770.30	3,738.97	3,708.01	3,677.40	3,647.14	3,617.22
41	3,959.86	3,925.86	3,892.25	3,859.04	3,826.22	3,793.78	3,761.72	3,730.04	3,698.72
42	4,053.11	4,017.49	3,982.29	3,947.53	3,913.18	3,879.24	3,845.70	3,812.57	3,779.83
43	4,146.20	4,108.93	4,072.11	4,035.76	3,999.84	3,964.37	3,929.33	3,894.71	3,860.52
44	4,239.13	4,200.18	4,161.71	4,123.73	4,086.22	4,049.18	4,012.61	3,976.49	3,940.82
45	4,331.91	4,291.24	4,251.08	4,211.44	4,172.31	4,133.68	4,095.54	4,057.89	4,020.71
46	4,424.54	4,382.11	4,340.23	4,298.91	4,258.12	4,217.87	4,178.14	4,138.92	4,100.21
47	4,517.01	4,472.79	4,429.16	4,386.11	4,343.64	4,301.73	4,260.38	4,219.58	4,179.32
48	4,609.33	4,563.28	4,517.86	4,473.07	4,428.88	4,385.29	4,342.29	4,299.87	4,258.03
49	4,701.49	4,653.59	4,606.35	4,559.77	4,513.83	4,468.53	4,423.86	4,379.80	4,336.35
50	4,793.50	4,743.70	4,694.61	4,646.22	4,598.50	4,551.46	4,505.09	4,459.36	4,414.27
51	4,885.36	4,833.63	4,782.66	4,732.41	4,682.89	4,634.09	4,585.98	4,538.56	4,491.81
52	4,977.06	4,923.38	4,870.48	4,818.36	4,767.00	4,716.40	4,666.53	4,617.40	4,568.97
53	5,068.62	5,012.93	4,958.08	4,904.06	4,850.83	4,798.41	4,746.76	4,695.87	4,645.74
54	5,160.02	5,102.30	5,045.47	4,989.50	4,934.39	4,880.11	4,826.65	4,773.99	4,722.13
55	5,251.26	5,191.49	5,132.64	5,074.70	5,017.66	4,961.50	4,906.20	4,851.75	4,798.14
56	5,342.36	5,280.49	5,219.59	5,159.65	5,100.66	5,042.59	4,985.43	4,929.16	4,873.77
57	5,433.30	5,369.30	5,306.32	5,244.36	5,183.38	5,123.38	5,064.33	5,006.22	4,949.03
58	5,524.10	5,457.93	5,392.84	5,328.81	5,265.83	5,203.86	5,142.90	5,082.92	5,023.91
59	5,614.74	5,546.37	5,479.14	5,413.03	5,348.00	5,284.05	5,221.15	5,159.27	5,098.41
60	5,705.23	5,634.64	5,565.23	5,496.99	5,429.90	5,363.93	5,299.07	5,235.28	5,172.55
61	5,795.57	5,722.71	5,651.10	5,580.72	5,511.53	5,443.52	5,376.66	5,310.94	5,246.32
62	5,885.76	5,810.61	5,736.76	5,664.20	5,592.89	5,522.81	5,453.94	5,386.25	5,319.72
63	5,975.80	5,898.32	5,822.21	5,747.43	5,673.97	5,601.80	5,530.89	5,461.22	5,392.76
64	6,065.69	5,985.85	5,907.44	5,830.43	5,754.79	5,680.50	5,607.53	5,535.85	5,465.43
65	6,155.43	6,073.20	5,992.46	5,913.18	5,835.34	5,758.90	5,683.85	5,610.13	5,537.74

66	6,245.03	6,160.36	6,077.26	5,995.69	5,915.62	5,837.02	5,759.85	5,684.08	5,609.69
67	6,334.47	6,247.35	6,161.86	6,077.97	5,995.64	5,914.84	5,835.53	5,757.69	5,681.29
68	6,423.76	6,334.15	6,246.24	6,160.00	6,075.38	5,992.36	5,910.90	5,830.97	5,752.52
69	6,512.91	6,420.77	6,330.42	6,241.79	6,154.87	6,069.60	5,985.96	5,903.91	5,823.41
70	6,601.90	6,507.22	6,414.38	6,323.35	6,234.09	6,146.55	6,060.71	5,976.51	5,893.94
71	6,690.75	6,593.48	6,498.14	6,404.67	6,313.04	6,223.22	6,135.14	6,048.79	5,964.12
72	6,779.45	6,679.57	6,581.68	6,485.75	6,391.74	6,299.59	6,209.27	6,120.74	6,033.95
73	6,868.01	6,765.47	6,665.02	6,566.60	6,470.17	6,375.68	6,283.09	6,192.36	6,103.43
74	6,956.14	6,851.20	6,748.15	6,647.21	6,548.34	6,451.49	6,356.61	6,263.65	6,172.57
75	7,044.67	6,936.75	6,831.07	6,727.59	6,626.26	6,527.01	6,429.82	6,334.61	6,241.36
76	7,132.78	7,022.12	6,913.79	6,807.74	6,703.91	6,602.26	6,502.72	6,405.26	6,309.81
77	7,220.75	7,107.31	6,996.29	6,887.65	6,781.31	6,677.22	6,575.32	6,475.58	6,377.92
78	7,308.57	7,192.33	7,078.60	6,967.32	6,858.44	6,751.90	6,647.63	6,545.58	6,445.69
79	7,396.24	7,277.16	7,160.70	7,046.77	6,935.33	6,826.30	6,719.63	6,615.26	6,513.13
80	7,483.77	7,361.83	7,242.59	7,125.99	7,011.95	6,900.42	6,791.33	6,684.62	6,580.23
81	7,571.15	7,446.31	7,324.28	7,204.97	7,088.33	6,974.27	6,862.74	6,753.66	6,646.99
82	7,658.38	7,530.63	7,405.77	7,283.73	7,164.44	7,047.84	6,933.84	6,822.39	6,713.42
83	7,745.48	7,614.76	7,487.05	7,362.26	7,240.31	7,121.13	7,004.66	6,890.81	6,779.53
84	7,832.42	7,698.72	7,568.13	7,440.55	7,315.92	7,194.16	7,075.18	6,958.92	6,845.30
85	7,919.22	7,782.51	7,649.00	7,518.62	7,391.29	7,266.91	7,145.41	7,026.71	6,910.75
86	8,005.88	7,866.12	7,729.68	7,596.47	7,466.40	7,339.38	7,215.34	7,094.20	6,975.87
87	8,092.39	7,949.56	7,810.15	7,674.09	7,541.26	7,411.59	7,284.99	7,161.37	7,040.66
88	8,178.76	8,032.82	7,890.43	7,751.48	7,615.87	7,483.53	7,354.34	7,228.24	7,105.14
89	8,264.99	8,115.92	7,970.50	7,828.64	7,690.24	7,555.19	7,423.41	7,294.81	7,169.29
90	8,351.07	8,198.84	8,050.38	7,905.59	7,764.36	7,626.59	7,492.20	7,361.07	7,233.13
91	8,437.01	8,281.58	8,130.05	7,982.30	7,838.23	7,697.73	7,560.69	7,427.03	7,296.64
92	8,522.80	8,364.16	8,209.53	8,058.80	7,911.86	7,768.60	7,628.91	7,492.69	7,359.84
93	8,608.45	8,446.56	8,288.81	8,135.07	7,985.24	7,839.20	7,696.84	7,558.05	7,422.73
94	8,693.96	8,528.79	8,367.89	8,211.12	8,058.38	7,909.54	7,764.48	7,623.11	7,485.30
95	8,779.33	8,610.85	8,446.77	8,286.95	8,131.27	7,979.61	7,831.85	7,687.87	7,547.56
96	8,864.56	8,692.74	8,525.46	8,362.56	8,203.93	8,049.43	7,898.94	7,752.34	7,609.52
97	8,949.64	8,774.46	8,603.95	8,437.95	8,276.34	8,118.98	7,965.75	7,816.51	7,671.16
98	9,034.58	8,856.01	8,682.24	8,513.12	8,348.51	8,188.28	8,032.28	7,880.40	7,732.50

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
99	9,119.38	8,937.39	8,760.34	8,588.07	8,420.44	8,257.31	8,098.54	7,943.99	7,793.53
100	9,204.04	9,018.60	8,838.24	8,662.81	8,492.14	8,326.09	8,164.52	8,007.29	7,854.26
101	9,288.56	9,099.65	8,915.95	8,737.32	8,563.59	8,394.61	8,230.23	8,070.30	7,914.69
102	9,372.94	9,180.52	8,993.47	8,811.62	8,634.81	8,462.87	8,295.66	8,133.02	7,974.81
103	9,457.18	9,261.23	9,070.79	8,885.70	8,705.79	8,530.88	8,360.82	8,195.46	8,034.64
104	9,541.28	9,341.76	9,147.92	8,959.57	8,776.53	8,598.64	8,425.72	8,257.61	8,094.17
105	9,625.24	9,422.13	9,224.86	9,033.23	8,847.04	8,666.14	8,490.34	8,319.48	8,153.40
106	9,709.05	9,502.34	9,301.61	9,106.66	8,917.32	8,733.39	8,554.69	8,381.07	8,212.34
107	9,792.73	9,582.37	9,378.16	9,179.89	8,987.36	8,800.39	8,618.78	8,442.37	8,270.98
108	9,876.27	9,662.24	9,454.53	9,252.90	9,057.17	8,867.14	8,682.61	8,503.40	8,329.34
109	9,959.67	9,741.95	9,530.70	9,325.70	9,126.75	8,933.63	8,746.16	8,564.15	8,387.40
110	10,042.94	9,821.49	9,606.68	9,398.29	9,196.10	8,999.88	8,809.46	8,624.62	8,445.17
111	10,126.06	9,900.86	9,682.48	9,470.67	9,265.21	9,065.89	8,872.49	8,684.81	8,502.66
112	10,209.04	9,980.07	9,758.08	9,542.83	9,334.10	9,131.64	8,935.26	8,744.73	8,559.86
113	10,291.89	10,059.11	9,833.50	9,614.79	9,402.75	9,197.15	8,997.77	8,804.38	8,616.78
114	10,374.60	10,137.99	9,908.72	9,686.54	9,471.18	9,262.42	9,060.02	8,863.75	8,673.41
115	10,457.17	10,216.71	9,983.77	9,758.08	9,539.39	9,327.44	9,122.01	8,922.86	8,729.76
116	10,539.60	10,295.26	10,058.62	9,829.41	9,607.36	9,392.22	9,183.74	8,981.69	8,785.83
117	10,621.90	10,373.65	10,133.29	9,900.53	9,675.11	9,456.76	9,245.22	9,040.26	8,841.62
118	10,704.06	10,451.87	10,207.77	9,971.45	9,742.64	9,521.06	9,306.44	9,098.55	8,897.14
119	10,786.08	10,529.93	10,282.06	10,042.16	9,809.94	9,585.11	9,367.41	9,156.59	8,952.38
120	10,867.97	10,607.83	10,356.17	10,112.66	9,877.01	9,648.93	9,428.13	9,214.35	9,007.34
121	10,949.72	10,685.57	10,430.10	10,182.96	9,943.87	9,712.51	9,488.59	9,271.86	9,062.03
122	11,031.34	10,763.15	10,503.84	10,253.06	10,010.50	9,775.85	9,548.81	9,329.10	9,116.45
123	11,112.81	10,840.57	10,577.39	10,322.95	10,076.91	9,838.95	9,608.77	9,386.08	9,170.59
124	11,194.16	10,917.82	10,650.77	10,392.64	10,143.10	9,901.82	9,668.49	9,442.80	9,224.47
125	11,275.37	10,994.91	10,723.96	10,462.12	10,209.07	9,964.45	9,727.95	9,499.26	9,278.08
126	11,356.44	11,071.85	10,796.96	10,531.41	10,274.82	10,026.85	9,787.17	9,555.47	9,331.42
127	11,437.38	11,148.62	10,869.79	10,600.46	10,340.35	10,089.02	9,846.15	9,611.41	9,384.50
128	11,518.18	11,225.24	10,942.43	10,669.37	10,405.66	10,150.95	9,904.88	9,667.11	9,437.32
129	11,598.85	11,301.69	11,014.89	10,738.05	10,470.76	10,212.65	9,963.36	9,722.54	9,489.87
130	11,679.38	11,377.99	11,087.18	10,806.53	10,535.64	10,274.13	10,021.61	9,777.73	9,542.16
131	11,759.78	11,454.12	11,159.28	10,874.81	10,600.31	10,335.37	10,079.61	9,832.66	9,594.18
132	11,840.05	11,530.10	11,231.20	10,942.90	10,664.76	10,396.38	10,137.37	9,887.35	9,645.95
133	11,920.18	11,605.92	11,302.94	11,010.78	10,729.00	10,457.17	10,194.89	9,941.78	9,697.47

134	12,000.18	11,681.59	11,374.51	11,078.47	10,793.02	10,517.73	10,252.17	9,995.96	9,748.72
135	12,080.05	11,757.09	11,445.89	11,145.96	10,856.83	10,578.06	10,309.22	10,049.90	9,799.73
136	12,159.78	11,832.44	11,517.10	11,213.25	10,920.43	10,638.16	10,366.03	10,103.59	9,850.47
137	12,239.38	11,907.63	11,588.13	11,280.35	10,983.82	10,698.05	10,422.60	10,157.04	9,900.97
138	12,318.85	11,982.67	11,658.98	11,347.26	11,046.99	10,757.71	10,478.94	10,210.24	9,951.12
139	12,398.19	12,057.55	11,729.66	11,413.97	11,109.96	10,817.14	10,535.04	10,263.20	10,001.21
140	12,477.39	12,132.27	11,800.16	11,480.48	11,172.72	10,876.35	10,590.91	10,315.92	10,050.95
141	12,556.46	12,206.84	11,870.48	11,546.80	11,235.27	10,935.35	10,645.55	10,368.40	10,100.45
142	12,635.41	12,281.26	11,940.63	11,612.93	11,297.61	10,994.12	10,701.96	10,420.64	10,149.70
143	12,714.21	12,355.52	12,010.60	11,678.87	11,359.74	11,052.67	10,757.14	10,472.64	10,198.71
144	12,792.89	12,429.62	12,080.40	11,744.61	11,421.67	11,111.01	10,812.09	10,524.40	10,247.47
145	12,871.44	12,503.57	12,150.03	11,810.17	11,483.39	11,169.12	10,866.81	10,575.93	10,295.99
146	12,949.86	12,577.37	12,219.48	11,875.53	11,544.91	11,227.02	10,921.30	10,627.22	10,344.27
147	13,028.14	12,651.01	12,288.76	11,940.70	11,606.22	11,284.70	10,975.57	10,678.28	10,392.31
148	13,106.30	12,724.50	12,357.86	12,005.69	11,667.33	11,342.17	11,029.61	10,729.11	10,440.11
149	13,184.33	12,797.84	12,426.79	12,070.48	11,728.24	11,399.42	11,083.43	10,779.70	10,487.67
150	13,262.22	12,871.03	12,495.56	12,135.09	11,788.94	11,456.46	11,137.03	10,830.06	10,534.99
151	13,339.94	12,944.06	12,564.15	12,199.51	11,849.44	11,513.28	11,190.40	10,880.19	10,582.08
152	13,417.63	13,016.94	12,632.56	12,263.74	11,909.74	11,569.90	11,243.55	10,930.10	10,628.94
153	13,495.13	13,089.67	12,700.81	12,327.78	11,969.84	11,626.30	11,296.49	10,979.77	10,675.56
154	13,572.51	13,162.25	12,768.89	12,391.64	12,029.74	11,682.49	11,349.20	11,029.22	10,721.95
155	13,649.76	13,234.68	12,836.80	12,455.31	12,089.45	11,738.47	11,401.69	11,078.45	10,768.11
156	13,726.89	13,306.96	12,904.54	12,518.80	12,148.95	11,794.24	11,453.97	11,127.44	10,814.04
157	13,803.88	13,379.08	12,972.11	12,582.10	12,203.25	11,849.80	11,506.02	11,176.22	10,859.74
158	13,880.75	13,451.06	13,039.51	12,645.22	12,267.36	11,905.16	11,557.87	11,224.77	10,905.21
159	13,957.48	13,522.89	13,106.74	12,708.15	12,326.28	11,960.31	11,609.49	11,273.11	10,950.46
160	14,034.09	13,594.56	13,173.81	12,770.90	12,384.99	12,015.25	11,660.91	11,321.22	10,995.48
161	14,110.57	13,666.09	13,240.70	12,833.47	12,443.51	12,069.99	11,712.11	11,369.11	11,040.28
162	14,186.93	13,737.47	13,307.44	12,895.86	12,501.84	12,124.52	11,763.09	11,416.78	11,084.86
163	14,263.16	13,808.71	13,374.00	12,958.07	12,559.97	12,178.85	11,813.87	11,464.24	11,129.21
164	14,339.26	13,879.79	13,440.40	13,020.09	12,617.91	12,232.98	11,864.43	11,511.48	11,173.35
165	14,415.23	13,950.73	13,506.63	13,081.93	12,675.66	12,286.90	11,914.79	11,558.50	11,217.26

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
166	14,491.08	14,021.51	13,572.70	13,143.60	12,733.22	12,340.63	11,964.93	11,605.31	11,260.95
167	14,566.80	14,092.16	13,638.60	13,205.08	12,790.58	12,394.15	12,014.87	11,651.90	11,304.43
168	14,642.40	14,162.65	13,704.34	13,266.39	12,847.76	12,447.47	12,064.60	11,698.29	11,347.69
169	14,717.87	14,233.02	13,769.92	13,327.52	12,904.74	12,500.59	12,114.13	11,744.46	11,390.74
170	14,793.21	14,303.20	13,835.33	13,388.47	12,961.54	12,553.52	12,163.45	11,790.42	11,433.57
171	14,868.43	14,373.25	13,900.58	13,449.24	13,018.14	12,606.24	12,212.56	11,836.17	11,476.19
172	14,943.53	14,443.16	13,965.66	13,509.84	13,074.56	12,658.77	12,261.47	11,881.71	11,518.60
173	15,018.50	14,512.93	14,030.59	13,570.26	13,130.79	12,711.11	12,310.18	11,927.05	11,560.79
174	15,093.34	14,582.55	14,095.35	13,630.50	13,186.84	12,763.24	12,358.68	11,972.17	11,602.78
175	15,168.06	14,652.02	14,159.95	13,690.57	13,242.69	12,815.19	12,406.99	12,017.09	11,644.56
176	15,242.66	14,721.35	14,224.39	13,750.47	13,298.36	12,866.94	12,455.09	12,061.81	11,686.13
177	15,317.13	14,790.54	14,288.67	13,810.19	13,353.85	12,918.49	12,503.00	12,106.32	11,727.49
178	15,391.48	14,859.58	14,352.79	13,869.73	13,409.15	12,969.85	12,550.70	12,150.63	11,768.65
179	15,465.70	14,928.48	14,416.74	13,929.11	13,464.27	13,021.03	12,598.21	12,194.74	11,809.60
180	15,539.80	14,997.24	14,480.54	13,988.31	13,519.21	13,072.01	12,645.52	12,238.65	11,850.35
181	15,613.78	15,065.85	14,544.18	14,047.34	13,573.96	13,122.79	12,692.63	12,282.35	11,890.89
182	15,687.63	15,134.32	14,607.66	14,106.19	13,628.53	13,173.39	12,739.55	12,325.86	11,931.24
183	15,761.36	15,202.65	14,670.99	14,164.88	13,682.93	13,223.81	12,786.28	12,369.17	11,971.38
184	15,834.97	15,270.83	14,734.15	14,223.39	13,737.13	13,274.03	12,832.81	12,412.28	12,011.32
185	15,908.46	15,338.88	14,797.16	14,281.74	13,791.16	13,324.06	12,879.14	12,455.19	12,051.07
186	15,981.82	15,406.78	14,860.01	14,339.91	13,845.01	13,373.91	12,925.29	12,497.91	12,090.61
187	16,055.06	15,474.54	14,922.70	14,397.92	13,898.89	13,423.57	12,971.24	12,540.43	12,129.96
188	16,128.18	15,542.16	14,985.24	14,455.76	13,952.18	13,473.05	13,017.00	12,582.76	12,169.12
189	16,201.18	15,609.64	15,047.62	14,513.43	14,005.49	13,522.34	13,062.58	12,624.90	12,208.08
190	16,274.06	15,676.98	15,109.84	14,570.93	14,058.63	13,571.45	13,107.96	12,666.84	12,246.84
191	16,346.81	15,744.18	15,171.91	14,628.26	14,111.59	13,620.37	13,153.15	12,708.59	12,285.42
192	16,419.45	15,811.24	15,233.83	14,685.43	14,164.38	13,669.11	13,198.16	12,750.15	12,323.80
193	16,491.96	15,878.16	15,295.59	14,742.43	14,216.99	13,717.67	13,242.98	12,791.53	12,361.99
194	16,564.35	15,944.94	15,357.20	14,799.27	14,269.42	13,766.05	13,287.62	12,832.71	12,399.99
195	16,636.62	16,011.59	15,418.65	14,855.94	14,321.68	13,814.24	13,332.07	12,873.71	12,437.80
196	16,708.78	16,078.09	15,479.95	14,912.44	14,373.77	13,862.26	13,376.33	12,914.51	12,475.42
197	16,780.81	16,144.46	15,541.10	14,968.78	14,425.69	13,910.10	13,420.41	12,955.14	12,512.86
198	16,852.72	16,210.68	15,602.09	15,024.96	14,477.43	13,957.76	13,464.31	12,995.57	12,550.11
199	16,924.51	16,276.77	15,662.93	15,080.97	14,529.00	14,005.24	13,508.03	13,035.83	12,587.17
200	16,996.19	16,342.73	15,723.63	15,136.82	14,580.40	14,052.54	13,551.56	13,075.89	12,624.05

201	17,067.74	16,408.54	15,784.17	15,192.51	14,631.62	14,099.66	13,594.92	13,115.78	12,660.75
202	17,139.17	16,474.22	15,844.55	15,248.04	14,682.68	14,146.61	13,638.09	13,155.48	12,697.26
203	17,210.49	16,539.76	15,904.79	15,303.40	14,733.57	14,193.39	13,681.09	13,195.01	12,733.59
204	17,281.69	16,605.17	15,964.88	15,358.61	14,784.29	14,239.99	13,723.91	13,234.35	12,769.74
205	17,352.77	16,670.44	16,024.82	15,413.65	14,834.84	14,286.42	13,766.55	13,273.51	12,805.72
206	17,423.73	16,735.57	16,084.61	15,468.54	14,885.22	14,332.67	13,809.01	13,312.50	12,841.51
207	17,494.57	16,800.57	16,144.25	15,523.26	14,935.44	14,378.75	13,851.29	13,351.30	12,877.12
208	17,565.29	16,865.44	16,203.74	15,577.82	14,985.49	14,424.66	13,893.40	13,389.93	12,912.56
209	17,635.90	16,930.16	16,263.08	15,632.23	15,035.37	14,470.39	13,935.34	13,428.39	12,947.82
210	17,706.39	16,994.76	16,322.27	15,686.48	15,085.08	14,515.96	13,977.10	13,466.66	12,982.91
211	17,776.76	17,059.22	16,381.32	15,740.57	15,134.64	14,561.35	14,018.69	13,504.77	13,017.82
212	17,847.02	17,123.54	16,440.22	15,794.50	15,184.02	14,606.58	14,060.11	13,542.70	13,052.55
213	17,917.15	17,187.74	16,498.97	15,848.28	15,233.24	14,651.63	14,101.35	13,580.45	13,087.12
214	17,987.18	17,215.18	16,557.58	15,901.90	15,282.30	14,696.52	14,142.43	13,618.04	13,121.51
215	18,057.08	17,315.72	16,616.04	15,955.36	15,331.20	14,741.24	14,183.33	13,655.45	13,155.73
216	18,126.87	17,379.51	16,674.35	16,008.67	15,379.93	14,785.79	14,224.06	13,692.69	13,189.78
217	18,196.54	17,443.17	16,732.52	16,061.82	15,428.50	14,830.18	14,264.63	13,729.76	13,223.66
218	18,266.10	17,506.70	16,790.54	16,114.82	15,476.91	14,874.40	14,305.02	13,766.67	13,257.38
219	18,335.54	17,570.10	16,848.42	16,167.66	15,525.16	14,918.46	14,345.25	13,803.40	13,290.92
220	18,404.86	17,633.36	16,906.16	16,220.35	15,573.25	14,962.35	14,385.31	13,839.97	13,324.30
221	18,474.07	17,696.49	16,963.75	16,272.89	15,621.18	15,006.08	14,425.21	13,876.37	13,357.51
222	18,543.17	17,759.49	17,021.20	16,325.28	15,668.95	15,049.64	14,464.93	13,912.60	13,390.56
223	18,612.15	17,822.36	17,078.50	16,377.51	15,716.56	15,093.04	14,504.50	13,948.67	13,423.44
224	18,681.01	17,885.10	17,135.66	16,429.59	15,764.02	15,136.28	14,543.90	13,984.57	13,456.16
225	18,749.76	17,947.71	17,192.68	16,481.52	15,811.31	15,179.36	14,583.14	14,020.31	13,488.72
226	18,818.40	18,010.19	17,249.55	16,533.29	15,858.45	15,222.27	14,622.21	14,055.89	13,521.11
227	18,886.92	18,072.54	17,306.29	16,584.92	15,905.43	15,265.03	14,661.12	14,091.31	13,553.35
228	18,955.32	18,134.76	17,362.88	16,636.40	15,952.26	15,307.63	14,699.87	14,126.56	13,585.42
229	19,023.62	18,196.85	17,419.33	16,687.73	15,998.93	15,350.06	14,738.46	14,161.65	13,617.33
230	19,091.80	18,258.81	17,475.64	16,738.91	16,045.44	15,392.34	14,776.89	14,196.58	13,649.09
231	19,159.87	18,320.64	17,531.81	16,789.33	16,091.81	15,434.46	14,815.16	14,231.36	13,680.68
232	19,227.82	18,382.35	17,587.84	16,840.82	16,138.01	15,476.43	14,853.27	14,265.97	13,712.12

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
233	19,295.66	18,443.92	17,643.74	16,891.55	16,184.06	15,518.23	14,891.23	14,300.43	13,743.41
234	19,363.39	18,505.37	17,699.49	16,942.13	16,229.96	15,559.88	14,929.02	14,334.73	13,774.53
235	19,431.01	18,566.69	17,755.10	16,992.57	16,275.71	15,601.32	14,966.66	14,368.87	13,805.51
236	19,498.51	18,627.88	17,810.57	17,042.86	16,321.31	15,642.72	15,004.14	14,402.86	13,836.32
237	19,565.90	18,689.94	17,865.91	17,093.01	16,366.75	15,683.90	15,041.47	14,436.69	13,868.99
238	19,633.18	18,749.88	17,921.10	17,143.01	16,412.05	15,724.94	15,078.64	14,470.37	13,897.50
239	19,700.34	18,810.69	17,976.16	17,192.86	16,457.19	15,765.81	15,115.66	14,503.89	13,927.86
240	19,767.40	18,871.38	18,031.09	17,242.57	16,502.18	15,806.54	15,152.53	14,537.26	13,958.07
241	19,834.34	18,931.94	18,085.87	17,292.14	16,547.02	15,847.11	15,189.24	14,570.48	13,988.13
242	19,901.17	18,992.37	18,140.52	17,341.56	16,591.72	15,887.53	15,225.80	14,603.55	14,018.04
243	19,967.89	19,052.68	18,195.03	17,390.83	16,636.26	15,927.80	15,262.20	14,636.46	14,047.80
244	20,034.50	19,112.86	18,249.41	17,439.97	16,680.66	15,967.92	15,298.46	14,669.23	14,077.42
245	20,101.00	19,172.91	18,303.65	17,488.96	16,724.91	16,007.90	15,334.57	14,701.84	14,106.88
246	20,167.39	19,232.84	18,357.76	17,537.81	16,769.02	16,047.72	15,370.52	14,734.31	14,136.20
247	20,233.67	19,292.65	18,411.73	17,586.51	16,812.97	16,087.39	15,406.33	14,766.63	14,165.37
248	20,299.83	19,352.33	18,465.56	17,635.08	16,856.78	16,126.91	15,441.99	14,798.80	14,194.40
249	20,365.89	19,411.89	18,519.26	17,683.50	16,900.45	16,166.29	15,477.50	14,830.83	14,223.28
250	20,431.84	19,471.33	18,572.83	17,731.78	16,943.97	16,205.52	15,512.86	14,862.71	14,252.02
251	20,497.67	19,530.64	18,626.27	17,779.92	16,987.34	16,244.60	15,548.08	14,894.44	14,280.62
252	20,563.40	19,589.83	18,679.57	17,827.93	17,030.58	16,283.54	15,583.15	14,926.03	14,309.08
253	20,629.02	19,648.89	18,732.74	17,875.79	17,073.66	16,322.33	15,618.07	14,957.48	14,337.39
254	20,694.53	19,707.83	18,785.77	17,923.51	17,116.61	16,360.98	15,652.85	14,988.78	14,365.56
255	20,759.93	19,766.65	18,838.67	17,971.09	17,159.41	16,399.48	15,687.49	15,019.94	14,393.59
256	20,825.22	19,825.35	18,891.45	18,018.54	17,202.07	16,437.84	15,721.98	15,050.95	14,421.49
257	20,890.40	19,883.93	18,944.09	18,065.85	17,244.59	16,476.05	15,756.33	15,081.83	14,449.24
258	20,955.48	19,942.38	18,996.59	18,113.02	17,286.96	16,514.12	15,790.53	15,112.56	14,476.85
259	21,020.44	20,000.71	19,048.97	18,160.05	17,329.20	16,552.05	15,824.60	15,143.16	14,504.33
260	21,085.30	20,058.92	19,101.22	18,206.95	17,371.30	16,589.84	15,858.52	15,173.61	14,531.67
261	21,150.05	20,117.01	19,153.34	18,253.71	17,413.25	16,627.49	15,892.30	15,203.92	14,558.88
262	21,214.69	20,174.98	19,205.32	18,300.33	17,455.07	16,664.99	15,925.95	15,234.10	14,585.95
263	21,279.23	20,232.83	19,257.18	18,346.82	17,496.75	16,702.36	15,959.45	15,264.14	14,612.89
264	21,343.65	20,290.56	19,308.91	18,393.17	17,538.28	16,739.59	15,992.81	15,294.04	14,639.69
265	21,407.97	20,348.16	19,360.51	18,439.39	17,579.69	16,776.67	16,026.04	15,323.81	14,666.36
266	21,472.19	20,405.65	19,411.98	18,485.48	17,620.95	16,813.62	16,059.12	15,353.44	14,692.89
267	21,536.29	20,463.02	19,463.32	18,531.43	17,662.08	16,850.43	16,092.07	15,382.93	14,719.29

268	21,600.29	20,520.27	19,514.53	18,577.24	17,703.07	16,887.11	16,124.89	15,412.29	14,745.57
269	21,664.19	20,577.40	19,565.62	18,622.93	17,743.92	16,923.64	16,157.56	15,441.52	14,771.71
270	21,727.97	20,634.41	19,616.58	18,668.48	17,784.62	16,960.04	16,190.10	15,470.61	14,797.72
271	21,791.65	20,691.30	19,667.41	18,713.89	17,825.22	16,996.31	16,222.51	15,499.57	14,823.60
272	21,855.23	20,748.08	19,718.11	18,759.18	17,865.67	17,032.43	16,254.78	15,528.40	14,849.36
273	21,918.70	20,804.74	19,768.69	18,804.33	17,905.98	17,068.43	16,286.92	15,557.10	14,874.98
274	21,982.06	20,861.28	19,819.14	18,849.36	17,946.16	17,104.29	16,318.92	15,585.66	14,900.48
275	22,045.32	20,917.70	19,869.47	18,894.25	17,986.21	17,140.01	16,350.80	15,614.10	14,925.85
276	22,108.47	20,974.00	19,919.67	18,939.01	18,026.12	17,175.60	16,382.53	15,642.41	14,951.09
277	22,171.52	21,030.19	19,969.74	18,983.64	18,065.90	17,211.06	16,414.14	15,670.58	14,976.21
278	22,234.46	21,086.26	20,019.70	19,028.14	18,105.55	17,246.39	16,445.62	15,698.63	15,001.21
279	22,297.30	21,142.21	20,069.52	19,072.51	18,145.06	17,281.58	16,476.96	15,726.55	15,026.08
280	22,360.03	21,198.05	20,119.22	19,116.76	18,184.45	17,316.64	16,508.18	15,754.34	15,050.82
281	22,422.66	21,253.77	20,168.80	19,160.87	18,223.70	17,351.58	16,539.27	15,782.01	15,075.44
282	22,485.18	21,309.38	20,218.26	19,204.86	18,262.83	17,386.38	16,570.22	15,809.55	15,099.94
283	22,547.61	21,364.87	20,267.59	19,248.71	18,301.82	17,421.05	16,601.05	15,836.96	15,124.32
284	22,609.92	21,420.24	20,316.80	19,292.44	18,340.69	17,455.59	16,631.75	15,864.25	15,148.58
285	22,672.14	21,475.50	20,365.88	19,336.05	18,379.42	17,490.00	16,662.33	15,891.41	15,172.72
286	22,734.24	21,530.64	20,414.84	19,379.52	18,418.03	17,524.29	16,692.77	15,918.46	15,196.73
287	22,796.25	21,585.67	20,463.63	19,422.87	18,456.51	17,558.44	16,723.10	15,945.37	15,220.63
288	22,858.15	21,640.59	20,512.40	19,466.10	18,494.86	17,592.47	16,753.29	15,972.17	15,244.41
289	22,919.95	21,695.39	20,561.00	19,509.20	18,533.08	17,626.37	16,783.36	15,998.84	15,268.07
290	22,981.65	21,750.08	20,609.48	19,552.17	18,571.17	17,660.15	16,813.30	16,025.39	15,291.61
291	23,043.25	21,804.65	20,657.83	19,595.02	18,609.14	17,693.79	16,843.12	16,051.82	15,315.03
292	23,104.74	21,859.11	20,706.07	19,637.74	18,646.09	17,727.32	16,872.82	16,078.13	15,338.34
293	23,166.13	21,913.46	20,754.18	19,630.34	18,684.71	17,760.71	16,902.39	16,104.31	15,361.53
294	23,227.42	21,967.69	20,802.18	19,722.81	18,722.30	17,792.99	16,931.84	16,130.38	15,384.61
295	23,288.60	22,021.81	20,850.05	19,765.17	18,759.77	17,827.13	16,961.17	16,156.33	15,407.57
296	23,349.69	22,075.82	20,897.81	19,807.39	18,797.11	17,860.16	16,990.38	16,182.17	15,430.42
297	23,410.67	22,129.72	20,945.44	19,849.50	18,834.33	17,893.06	17,019.47	16,207.88	15,453.16
298	23,471.55	22,183.50	20,992.96	19,891.43	18,871.42	17,925.84	17,048.43	16,233.48	15,475.78
299	23,532.33	22,237.18	21,040.36	19,933.34	18,908.39	17,958.49	17,077.27	16,258.96	15,498.28

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
300	23,593.01	22,290.74	21,087.64	19,975.08	18,945.24	17,991.03	17,106.00	16,284.32	15,520.68
301	23,653.53	22,344.19	21,134.80	20,016.70	18,981.97	18,023.44	17,134.61	16,309.57	15,542.97
302	23,714.06	22,397.53	21,181.85	20,058.20	19,018.57	18,055.73	17,163.09	16,334.70	15,565.14
303	23,774.44	22,450.75	21,228.78	20,099.57	19,055.06	18,087.90	17,191.46	16,359.72	15,587.20
304	23,834.71	22,503.87	21,275.59	20,140.83	19,091.42	18,119.95	17,219.71	16,384.62	15,609.16
305	23,894.89	22,556.88	21,322.28	20,181.97	19,127.66	18,151.88	17,247.85	16,409.41	15,631.00
306	23,954.96	22,609.77	21,368.86	20,222.98	19,163.78	18,183.69	17,275.86	16,434.09	15,652.74
307	24,014.94	22,662.56	21,415.32	20,263.88	19,199.78	18,215.38	17,303.76	16,458.65	15,674.37
308	24,074.81	22,715.24	21,461.67	20,304.66	19,235.66	18,246.96	17,331.55	16,483.11	15,695.89
309	24,134.59	22,767.80	21,507.90	20,345.32	19,271.43	18,278.41	17,359.22	16,507.45	15,717.30
310	24,194.26	22,820.26	21,554.01	20,385.86	19,307.07	18,309.75	17,386.77	16,531.68	15,738.61
311	24,253.84	22,872.61	21,600.01	20,426.28	19,342.59	18,340.97	17,414.22	16,555.80	15,759.81
312	24,313.32	22,924.85	21,645.90	20,466.59	19,378.00	18,372.08	17,441.54	16,579.80	15,780.91
313	24,372.70	22,976.98	21,691.67	20,506.78	19,413.29	18,403.07	17,468.76	16,603.70	15,801.90
314	24,431.98	23,029.00	21,737.33	20,546.85	19,448.46	18,433.94	17,495.86	16,627.50	15,822.78
315	24,491.16	23,080.92	21,782.87	20,586.80	19,483.52	18,464.70	17,522.84	16,651.18	15,843.56
316	24,550.24	23,132.72	21,828.30	20,626.64	19,518.45	18,495.34	17,549.72	16,674.75	15,864.24
317	24,609.23	23,184.42	21,873.61	20,666.36	19,553.28	18,525.87	17,576.43	16,698.22	15,884.82
318	24,668.11	23,236.02	21,918.82	20,705.97	19,587.98	18,556.28	17,603.14	16,721.58	15,905.29
319	24,726.90	23,287.50	21,963.91	20,745.46	19,622.57	18,586.58	17,629.68	16,744.83	15,925.66
320	24,785.59	23,338.88	22,008.88	20,784.84	19,657.05	18,616.77	17,656.11	16,767.98	15,945.93
321	24,844.18	23,390.15	22,053.75	20,824.11	19,691.41	18,646.84	17,682.44	16,791.02	15,966.10
322	24,902.68	23,441.31	22,098.50	20,863.25	19,725.66	18,676.81	17,708.65	16,813.95	15,986.17
323	24,961.08	23,492.37	22,143.15	20,902.29	19,759.79	18,706.66	17,734.76	16,836.79	16,006.14
324	25,019.38	23,543.32	22,187.68	20,941.21	19,793.82	18,736.39	17,760.75	16,859.51	16,026.01
325	25,077.58	23,594.17	22,232.10	20,980.02	19,827.72	18,766.62	17,786.64	16,882.14	16,045.78
326	25,135.69	23,644.91	22,276.41	21,018.71	19,861.52	18,795.54	17,812.42	16,904.66	16,065.46
327	25,193.70	23,695.54	22,320.60	21,057.30	19,895.20	18,824.94	17,838.10	16,927.07	16,085.03
328	25,251.62	23,746.07	22,364.69	21,095.77	19,928.77	18,854.24	17,863.67	16,949.39	16,104.51
329	25,309.43	23,796.49	22,408.67	21,134.13	19,962.23	18,883.43	17,889.13	16,971.60	16,123.89
330	25,367.15	23,846.81	22,452.54	21,172.37	19,995.58	18,912.51	17,914.49	16,993.71	16,143.17
331	25,424.78	23,897.03	22,496.30	21,210.51	20,028.82	18,941.48	17,939.74	17,015.73	16,162.36
332	25,482.31	23,947.14	22,539.95	21,248.53	20,061.94	18,970.34	17,964.88	17,037.64	16,181.45
333	25,539.74	23,997.14	22,583.49	21,286.45	20,094.96	18,999.09	17,989.92	17,059.45	16,200.45
334	25,597.08	24,047.04	22,626.92	21,324.25	20,127.87	19,027.74	18,014.86	17,081.16	16,219.35

335	25,654.32	24,096.84	22,670.25	21,361.95	20,160.66	19,056.28	18,039.70	17,102.77	16,238.16
336	25,711.47	24,146.54	22,713.46	21,399.53	20,193.35	19,034.71	18,064.43	17,124.28	16,256.88
337	25,768.52	24,196.13	22,756.57	21,437.01	20,225.93	19,113.03	18,089.06	17,145.70	16,275.50
338	25,825.48	24,245.62	22,799.57	21,474.37	20,258.41	19,141.25	18,113.58	17,167.02	16,294.03
339	25,882.34	24,295.00	22,842.47	21,511.63	20,290.77	19,169.37	18,138.01	17,188.24	16,312.47
340	25,939.11	24,344.29	22,885.25	21,548.78	20,323.03	19,197.38	18,162.33	17,209.36	16,330.82
341	25,995.79	24,393.47	22,927.93	21,585.82	20,355.18	19,225.28	18,186.56	17,230.39	16,349.07
342	26,052.37	24,442.54	22,970.51	21,622.76	20,387.22	19,253.08	18,210.68	17,251.32	16,367.23
343	26,108.85	24,491.52	23,012.97	21,659.58	20,419.15	19,280.78	18,234.70	17,272.16	16,385.31
344	26,165.24	24,540.39	23,055.34	21,696.36	20,450.98	19,308.38	18,258.62	17,292.90	16,403.29
345	26,221.54	24,589.17	23,097.59	21,732.91	20,482.71	19,335.87	18,282.45	17,313.54	16,421.18
346	26,277.74	24,637.84	23,139.74	21,769.42	20,514.33	19,363.25	18,306.17	17,334.10	16,438.99
347	26,333.85	24,686.41	23,181.79	21,805.82	20,545.84	19,390.54	18,329.80	17,354.55	16,456.71
348	26,389.87	24,734.88	23,223.73	21,842.11	20,577.25	19,417.72	18,353.32	17,374.92	16,474.33
249	26,445.79	24,783.24	23,265.57	21,878.30	20,608.56	19,444.80	18,376.75	17,395.19	16,491.88
350	26,501.62	24,831.51	23,307.30	21,914.38	20,639.76	19,471.79	18,400.09	17,415.37	16,509.33
351	26,557.36	24,879.68	23,348.92	21,950.36	20,670.85	19,498.67	18,423.32	17,435.46	16,526.69
352	26,613.01	24,927.75	23,390.45	21,986.24	20,701.85	19,525.44	18,446.46	17,455.45	16,543.97
353	26,668.56	24,975.71	23,431.87	22,022.01	20,732.74	19,552.12	18,469.51	17,475.36	16,561.17
354	26,724.02	25,023.58	23,473.19	22,057.67	20,763.53	19,578.70	18,492.45	17,495.17	16,578.28
355	26,779.39	25,071.35	23,514.40	22,093.23	20,794.21	19,605.18	18,515.31	17,514.90	16,595.30
356	26,834.66	25,119.02	23,555.51	22,128.69	20,824.80	19,631.57	18,538.06	17,534.53	16,612.24
357	26,889.85	25,166.59	23,596.52	22,164.04	20,855.28	19,657.85	18,560.73	17,554.07	16,629.09
358	26,944.94	25,214.06	23,637.43	22,199.30	20,885.66	19,684.03	18,583.30	17,573.53	16,645.87
359	26,999.94	25,261.43	23,678.23	22,234.45	20,915.94	19,710.12	18,605.77	17,592.89	16,662.55
360	27,054.85	25,308.70	23,718.93	22,269.49	20,946.12	19,736.11	18,628.16	17,612.17	16,679.16
361	27,109.66	25,355.88	23,759.53	22,304.44	20,976.20	19,762.00	18,650.45	17,631.36	16,695.68
362	27,164.39	25,402.96	23,800.03	22,339.28	21,006.18	19,787.80	18,672.64	17,650.46	16,712.12
363	27,219.02	25,449.94	23,840.43	22,374.03	21,036.06	19,813.50	18,694.75	17,669.48	16,728.48
364	27,273.57	25,496.82	23,880.73	22,408.67	21,065.84	19,839.10	18,716.76	17,688.41	16,744.75
365	27,328.02	25,543.60	23,920.93	22,443.21	21,095.52	19,864.61	18,738.68	17,707.25	16,760.95

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
366	27,382.38	25,590.29	23,961.03	22,477.65	21,125.10	19,890.02	18,760.52	17,728.00	16,777.08
367	27,436.66	25,636.88	24,001.02	22,511.99	21,154.59	19,915.34	18,782.26	17,744.67	16,793.10
368	27,490.84	25,683.37	24,040.92	22,546.23	21,183.97	19,940.56	18,803.91	17,763.26	16,809.05
369	27,544.93	25,729.77	24,080.72	22,580.37	21,213.26	19,965.69	18,825.47	17,781.76	16,824.93
370	27,598.93	25,776.07	24,120.42	22,614.41	21,242.46	19,990.73	18,846.94	17,800.17	16,840.72
371	27,652.84	25,822.27	24,160.02	22,648.35	21,271.55	20,015.67	18,868.32	17,818.51	16,856.44
372	27,706.67	25,868.38	24,199.52	22,682.20	21,300.55	20,040.51	18,889.61	17,836.75	16,872.08
373	27,760.40	25,914.39	24,238.92	22,715.94	21,329.45	20,065.27	18,910.82	17,854.92	16,887.64
374	27,814.04	25,960.31	24,278.23	22,749.59	21,358.26	20,089.93	18,931.94	17,873.00	16,903.13
375	27,867.60	26,006.13	24,317.43	22,783.14	21,386.97	20,114.50	18,952.96	17,891.00	16,918.53
376	27,921.06	26,051.85	24,356.54	22,816.59	21,415.58	20,138.98	18,973.91	17,908.92	16,933.86
377	27,974.44	26,097.48	24,395.55	22,849.94	21,444.10	20,163.37	18,994.76	17,926.75	16,949.12
378	28,027.72	26,143.02	24,434.47	22,883.20	21,472.53	20,187.67	19,015.53	17,944.51	16,964.30
379	28,080.92	26,188.46	24,473.28	22,916.36	21,500.86	20,211.87	19,036.21	17,962.18	16,979.40
380	28,134.03	26,233.80	24,512.00	22,949.42	21,529.09	20,235.99	19,056.81	17,979.77	16,994.43
381	28,187.05	26,279.06	24,550.63	22,982.39	21,557.24	20,260.01	19,077.32	17,997.29	17,009.38
382	28,239.99	26,324.21	24,589.15	23,015.26	21,585.28	20,283.95	19,097.75	18,014.72	17,024.26
383	28,292.83	26,369.28	24,627.59	23,048.04	21,613.24	20,307.79	19,118.09	18,032.07	17,039.06
384	28,345.59	26,414.25	24,665.92	23,080.72	21,641.10	20,331.55	19,138.34	18,049.35	17,053.79
385	28,398.26	26,459.13	24,704.16	23,113.31	21,668.87	20,355.22	19,158.52	18,066.54	17,068.45
386	28,450.84	26,503.91	24,742.30	23,145.80	21,696.55	20,378.80	19,178.61	18,083.66	17,083.04
387	28,503.34	26,548.60	24,780.35	23,178.20	21,724.14	20,402.29	19,198.61	18,100.70	17,097.55
388	28,555.74	26,593.20	24,818.31	23,210.50	21,751.63	20,425.69	19,218.54	18,117.68	17,111.99
389	28,608.06	26,637.70	24,856.17	23,242.71	21,779.03	20,449.01	19,238.38	18,134.54	17,126.36
390	28,660.30	26,682.11	24,893.93	23,274.82	21,806.35	20,472.24	19,258.13	18,151.35	17,140.65
391	28,712.44	26,726.43	24,931.60	23,306.85	21,833.57	20,495.38	19,277.81	18,168.08	17,154.88
392	28,764.50	26,770.66	24,969.18	23,338.77	21,860.70	20,518.43	19,297.40	18,184.73	17,169.03
393	28,816.47	26,814.80	25,006.66	23,370.61	21,887.74	20,541.40	19,316.92	18,201.31	17,183.12
394	28,868.36	26,858.84	25,044.05	23,402.35	21,914.69	20,564.29	19,336.35	18,217.81	17,197.13
395	28,920.16	26,902.79	25,081.35	23,434.00	21,941.55	20,587.09	19,355.70	18,234.24	17,211.08
396	28,971.87	26,946.66	25,118.55	23,465.56	21,968.32	20,609.80	19,374.97	18,250.59	17,224.95
397	29,023.50	26,990.43	25,155.66	23,497.03	21,995.01	20,632.43	19,394.16	18,266.86	17,238.76
398	29,075.04	27,034.10	25,192.68	23,528.40	22,021.60	20,654.97	19,413.27	18,283.07	17,252.50
399	29,126.50	27,077.69	25,229.61	23,559.69	22,048.11	20,677.43	19,432.30	18,299.19	17,266.17
400	29,177.87	27,121.19	25,266.44	23,590.88	22,074.53	20,699.81	19,451.26	18,315.25	17,279.77

401	29,229.15	27,164.60	25,303.18	23,621.98	22,100.86	20,722.10	19,470.13	18,331.23	17,293.30
402	29,280.35	27,207.91	25,339.83	23,653.00	22,127.10	20,744.31	19,488.93	18,347.14	17,306.77
403	29,331.47	27,251.14	25,376.39	23,683.92	22,153.26	20,766.43	19,507.65	18,362.98	17,320.17
404	29,382.50	27,294.28	25,412.86	23,714.75	22,179.33	20,788.48	19,526.29	18,378.74	17,333.50
405	29,433.44	27,337.32	25,449.24	23,745.49	22,205.31	20,810.44	19,544.85	18,394.43	17,346.76
406	29,484.30	27,380.28	25,485.52	23,776.15	22,231.20	20,832.32	19,563.34	18,410.05	17,359.96
407	29,535.07	27,423.15	25,521.72	23,806.71	22,257.01	20,854.11	19,581.75	18,425.60	17,373.10
408	29,585.76	27,465.93	25,557.83	23,837.18	22,282.74	20,875.83	19,600.08	18,441.08	17,386.17
409	29,636.37	27,508.62	25,593.84	23,867.51	22,308.38	20,897.46	19,618.33	18,456.49	17,399.17
410	29,686.89	27,551.22	25,629.77	23,897.87	22,333.93	20,919.02	19,636.52	18,471.83	17,412.11
411	29,737.33	27,593.74	25,665.60	23,928.08	22,359.40	20,940.49	19,654.62	18,487.09	17,424.99
412	29,787.68	27,636.16	25,701.35	23,958.20	22,384.78	20,961.88	19,672.65	18,502.29	17,437.80
413	29,837.95	27,678.50	25,737.01	23,988.23	22,410.08	20,983.20	19,690.61	18,517.42	17,450.54
414	29,888.14	27,720.74	25,772.58	24,018.18	22,435.30	21,004.43	19,708.49	18,532.48	17,463.23
415	29,938.24	27,762.91	25,808.06	24,048.04	22,460.43	21,025.58	19,726.30	18,547.47	17,475.85
416	29,988.26	27,804.98	25,843.45	24,077.81	22,485.48	21,046.66	19,744.03	18,562.39	17,488.41
417	30,038.20	27,846.96	25,878.75	24,107.50	22,510.44	21,067.66	19,761.69	18,577.25	17,500.90
418	30,088.05	27,888.86	25,913.96	24,137.10	22,535.33	21,088.57	19,779.28	18,592.03	17,513.34
419	30,137.82	27,930.67	25,949.09	24,165.61	22,560.13	21,109.41	19,796.79	18,606.75	17,525.71
420	30,187.51	27,972.40	25,984.13	24,196.04	22,584.84	21,130.18	19,814.23	18,621.40	17,538.02
421	30,237.12	28,014.03	26,019.08	24,225.39	22,609.48	21,150.86	19,831.60	18,635.99	17,550.27
422	30,286.64	28,055.59	26,053.95	24,254.64	22,634.03	21,171.47	19,848.89	18,650.51	17,562.45
423	30,336.08	28,097.05	26,088.73	24,283.82	22,658.50	21,192.00	19,866.12	18,664.96	17,574.58
424	30,385.44	28,138.43	26,123.42	24,312.90	22,682.89	21,212.45	19,883.27	18,679.35	17,586.65
425	30,434.71	28,179.72	26,158.02	24,341.91	22,707.20	21,232.83	19,900.35	18,693.67	17,598.65
426	30,483.90	28,220.93	26,192.54	24,370.82	22,731.43	21,253.13	19,917.36	18,707.92	17,610.60
427	30,533.02	28,262.05	26,226.97	24,399.66	22,755.58	21,273.35	19,934.30	18,722.11	17,622.49
428	30,582.05	28,303.08	26,261.32	24,428.41	22,779.65	21,293.50	19,951.18	18,736.24	17,634.32
429	30,630.99	28,344.03	26,295.58	24,457.08	22,803.63	21,313.58	19,967.98	18,750.30	17,646.09
430	30,679.86	28,384.90	26,329.76	24,485.66	22,827.54	21,333.57	19,984.71	18,764.30	17,657.80
431	30,728.65	28,425.68	26,363.85	24,514.16	22,851.37	21,353.50	20,001.37	18,778.23	17,669.45

ANNUITY TABLE, Continued

Month	2%	2½%	3%	3½%	4%	4½%	5%	5½%	6%
432	30,777.35	28,466.37	26,397.85	24,542.58	22,875.12	21,373.35	20,017.96	18,792.10	17,681.05
433	30,855.97	28,506.98	26,431.77	24,570.91	22,898.79	21,393.12	20,034.48	18,805.91	17,692.58
434	30,874.52	28,547.51	26,465.61	24,599.16	22,922.38	21,412.83	20,050.94	18,819.65	17,704.06
435	30,922.98	28,587.95	26,499.36	24,627.33	22,945.90	21,432.45	20,067.32	18,833.33	17,715.48
436	30,971.36	28,628.31	26,533.03	24,655.42	22,969.33	21,452.01	20,083.64	18,846.95	17,726.85
437	31,019.66	28,668.58	26,566.61	24,683.43	22,992.69	21,471.49	20,099.89	18,860.50	17,738.16
438	31,067.83	28,708.77	26,600.11	24,711.35	23,015.97	21,490.90	20,116.07	18,874.00	17,749.41
439	31,116.02	28,748.88	26,633.53	24,739.20	23,039.17	21,510.24	20,132.19	18,887.43	17,760.61
440	31,164.08	28,788.90	26,666.86	24,766.93	23,062.30	21,529.50	20,148.24	18,900.80	17,771.75
441	31,212.06	28,828.84	26,700.11	24,794.64	23,085.35	21,548.69	20,164.22	18,914.11	17,782.84
442	31,259.96	28,868.70	26,733.28	24,822.25	23,108.32	21,567.81	20,180.14	18,927.36	17,793.87
443	31,307.78	28,908.47	26,766.36	24,849.77	23,131.22	21,586.86	20,195.99	18,940.55	17,804.84
444	31,355.52	28,948.16	26,799.36	24,877.21	23,154.04	21,605.84	20,211.77	18,953.68	17,815.76
445	31,403.18	28,987.77	26,832.28	24,904.57	23,176.78	21,624.75	20,227.49	18,966.75	17,826.63
446	31,450.76	29,027.30	26,865.12	24,931.85	23,199.45	21,643.59	20,243.14	18,979.76	17,837.44
447	31,498.27	29,066.74	26,897.88	24,959.05	23,222.04	21,662.35	20,258.73	18,992.71	17,848.20
448	31,545.69	29,106.11	26,930.55	24,986.18	23,244.56	21,681.05	20,274.26	19,005.60	17,858.91
449	31,593.04	29,145.39	26,963.14	25,013.22	23,267.00	21,699.67	20,289.72	19,018.43	17,869.56
450	31,640.30	29,184.58	26,995.65	25,040.19	23,289.37	21,718.23	20,305.11	19,031.20	17,880.16
451	31,687.49	29,223.70	27,028.08	25,067.08	23,311.67	21,736.72	20,320.44	19,043.92	17,890.71
452	31,734.60	29,262.74	27,060.43	25,093.89	23,333.89	21,755.14	20,335.71	19,056.58	17,901.20
453	31,781.63	29,301.69	27,092.70	25,120.62	23,356.03	21,773.49	20,350.91	19,069.18	17,911.64
454	31,828.58	29,340.57	27,124.89	25,147.27	23,378.11	21,791.77	20,366.06	19,081.72	17,922.03
455	31,875.46	29,379.36	27,156.99	25,173.85	23,400.11	21,809.98	20,381.13	19,094.20	17,932.37
456	31,922.25	29,418.07	27,189.02	25,200.35	23,422.03	21,828.12	20,396.15	19,106.63	17,942.66
457	31,968.97	29,456.70	27,220.97	25,226.77	23,443.89	21,846.20	20,411.10	19,119.00	17,952.89
458	32,015.61	29,495.26	27,252.84	25,253.11	23,465.67	21,864.21	20,426.00	19,131.32	17,963.08
459	32,062.17	29,533.73	27,284.63	25,279.38	23,487.38	21,882.15	20,440.83	19,143.58	17,973.21
460	32,108.66	29,572.12	27,316.33	25,305.57	23,509.01	21,900.03	20,455.59	19,155.78	17,983.29
461	32,155.07	29,610.43	27,347.97	25,331.69	23,530.58	21,917.83	20,470.30	19,167.93	17,993.33
462	32,201.40	29,648.66	27,379.52	25,357.73	23,552.07	21,935.58	20,484.95	19,180.02	18,003.31
463	32,247.65	29,686.81	27,410.99	25,383.69	23,573.49	21,953.25	20,499.53	19,192.05	18,013.24
464	32,293.83	29,724.89	27,442.38	25,409.58	23,594.84	21,970.86	20,514.06	19,204.04	18,023.13
465	32,339.93	29,762.88	27,473.70	25,435.40	23,616.12	21,988.40	20,528.52	19,215.96	18,032.96

**MORTALITY TABLES AS PROVIDED IN ACT NO. 457, APPROVED
AUGUST 31, 1953**

1941 CSO Mortality Table—Commissioners Standard Ordinary

Age	Number Living	Deaths Each Year	Death Rate per 1000	Expectation of Life (Yrs.)	Age	Number Living	Deaths Each Year	Death Rate per 1000	Expectation of Life (Yrs.)
0	1,023,102	23,102	22.58	62.35	50	810,900	9,990	12.32	21.37
1	1,000,000	5,770	5.77	62.76	51	800,910	10,628	13.27	20.64
2	994,230	4,116	4.14	62.12	52	790,282	11,301	14.30	19.91
3	990,114	3,347	3.38	61.37	53	778,981	12,020	15.43	18.19
4	986,767	2,950	2.99	60.58	54	766,961	12,770	16.65	18.48
5	983,817	2,715	2.76	59.76	55	754,191	13,560	17.98	17.78
6	981,102	2,561	2.61	58.92	56	740,631	14,390	19.43	17.10
7	978,541	2,417	2.47	58.08	57	726,241	15,251	21.00	16.43
8	976,124	2,255	2.31	57.22	58	710,990	16,147	22.71	15.77
9	973,869	2,065	2.12	56.35	59	694,843	17,072	24.57	15.13
10	971,804	1,914	1.97	55.47	60	677,771	18,022	26.59	14.50
11	969,890	1,852	1.91	54.58	61	659,749	18,988	28.78	13.88
12	968,038	1,859	1.92	53.68	62	640,761	19,979	31.18	13.27
13	966,179	1,913	1.98	52.78	63	620,782	20,958	33.79	12.69
14	964,266	1,996	2.07	51.89	64	599,824	21,942	36.58	12.11
15	962,270	2,069	2.15	50.99	65	577,882	22,907	39.64	11.55
16	960,201	2,103	2.19	50.10	66	554,975	23,842	42.96	11.01
17	958,098	2,156	2.25	49.21	67	531,133	24,730	46.56	10.48
18	955,942	2,199	2.30	48.32	68	506,403	25,553	50.46	9.97
19	953,743	2,260	2.37	47.43	69	480,850	26,302	54.70	9.47
20	951,483	2,312	2.43	46.54	70	454,548	26,955	59.30	8.99
21	949,171	2,382	2.51	45.66	71	427,593	27,481	64.27	8.52
22	946,789	2,452	2.59	44.77	72	400,112	27,872	69.66	8.08
23	944,337	2,531	2.68	43.88	73	372,240	28,104	75.50	7.64
24	941,806	2,609	2.77	43.00	74	344,136	28,154	81.81	7.23
25	939,197	2,705	2.88	42.12	75	315,982	28,009	88.64	6.82
26	936,492	2,800	2.99	41.24	76	287,973	27,651	96.02	6.44
27	933,692	2,904	3.11	40.36	77	260,322	27,071	103.99	6.07
28	930,788	3,025	3.25	39.49	78	233,251	26,262	112.59	5.72
29	927,763	3,154	3.40	38.61	79	206,989	25,224	121.86	5.38
30	924,609	3,292	3.56	37.74	80	181,765	23,966	131.85	5.06
31	921,317	3,437	3.73	36.88	81	157,799	22,502	142.60	4.75
32	917,880	3,598	3.92	36.01	82	135,297	20,857	154.16	4.46
33	914,282	3,767	4.12	35.15	83	114,440	19,062	166.57	4.18
34	910,515	3,961	4.35	34.29	84	95,378	17,157	179.88	3.91
35	906,554	4,161	4.59	33.44	85	78,221	15,185	194.13	3.66
36	902,393	4,386	4.86	32.59	86	63,036	13,198	209.37	3.42
37	898,007	4,625	5.15	31.75	87	49,838	11,245	225.63	3.19
38	893,382	4,878	5.46	30.91	88	38,593	9,378	243.00	2.98
39	888,504	5,162	5.81	30.08	89	29,215	7,638	261.44	2.77
40	883,342	5,459	6.18	29.25	90	21,577	6,063	280.99	2.58
41	877,883	5,785	6.59	28.43	91	15,514	4,681	301.73	2.39
42	872,098	6,131	7.03	27.62	92	10,833	3,506	323.64	2.21
43	865,967	6,503	7.51	26.81	93	7,327	2,540	346.66	2.03
44	859,464	6,910	8.04	26.01	94	4,787	1,776	371.00	1.84
45	852,554	7,340	8.61	25.21	95	3,011	1,193	396.21	1.63
46	845,214	7,801	9.23	24.43	96	1,818	813	447.19	1.37
47	837,413	8,299	9.91	23.65	97	1,005	551	548.26	1.08
48	829,114	8,822	10.64	22.88	98	454	329	724.67	.78
49	820,292	9,392	11.45	22.12	99	125	125	1,000.00	.50

466	32,385.95	29,800.80	27,504.94	25,461.13	23,637.33	22,005.88	20,542.93	19,227.83	18,042.75
467	32,431.90	29,838.63	27,536.10	25,486.80	23,658.47	22,023.29	20,557.27	19,239.65	18,052.49
468	32,477.77	29,876.39	27,567.18	25,512.39	23,679.54	22,040.64	20,571.56	19,251.42	18,062.18
469	32,523.56	29,914.07	27,598.18	25,537.90	23,700.54	22,057.93	20,585.78	19,263.13	18,071.82
470	32,569.28	29,951.67	27,629.11	25,563.34	23,721.46	22,075.14	20,599.95	19,274.78	18,081.41
471	32,614.92	29,989.19	27,659.96	25,588.71	23,742.32	22,092.30	20,614.06	19,286.39	18,090.96
472	32,660.49	30,026.64	27,690.73	25,614.00	23,763.11	22,109.39	20,628.11	19,297.94	18,100.45
473	32,705.98	30,064.00	27,721.43	25,639.22	23,783.83	22,126.41	20,642.10	19,309.44	18,109.90
474	32,751.39	30,101.29	27,752.05	25,664.37	23,804.48	22,143.38	20,656.03	19,320.88	18,119.31
475	32,796.73	30,138.50	27,782.59	25,689.44	23,825.07	22,160.27	20,669.91	19,332.28	18,128.66
476	32,842.00	30,175.64	27,813.06	25,714.44	23,845.58	22,177.11	20,683.72	19,343.62	18,137.97
477	32,887.18	30,212.69	27,843.45	25,739.36	23,866.03	22,193.88	20,697.48	19,354.91	18,147.24
478	32,932.30	30,249.67	27,873.77	25,764.22	23,886.41	22,210.59	20,711.19	19,366.15	18,156.46
479	32,977.34	30,286.58	27,904.01	25,789.00	23,906.72	22,227.24	20,724.83	19,377.34	18,165.63
480	33,022.30	30,323.40	27,934.17	25,813.71	23,926.96	22,243.83	20,738.42	19,388.47	18,174.75

MORTALITY TABLES AS PROVIDED IN ACT NO. 457, APPROVED

AUGUST 31, 1953

American Experience Table of Mortality

Age	Number Living	Deaths Each Year	Death Rate per 1000	Expectation of Life (Yrs.)	Age	Number Living	Deaths Each Year	Death Rate per 1000	Expectation of Life (Yrs.)
10	100,000	749	7.49	48.72	55	64,563	1,199	18.57	17.40
11	99,251	746	7.52	48.08	56	63,364	1,260	19.89	16.72
12	98,505	743	7.54	47.45	57	62,104	1,325	21.34	16.05
13	97,762	740	7.57	46.80	58	60,779	1,394	22.94	15.39
14	97,022	737	7.60	46.16	59	59,385	1,468	24.72	14.74
15	96,285	735	7.63	45.50	60	57,917	1,546	26.69	14.10
16	95,550	732	7.66	44.85	61	56,371	1,628	28.88	13.47
17	94,818	729	7.69	44.19	62	54,743	1,713	31.29	12.86
18	94,089	727	7.73	43.53	63	53,030	1,800	33.94	12.26
19	93,362	725	7.77	42.87	64	51,230	1,889	36.87	11.67
20	92,637	723	7.81	42.20	65	49,341	1,980	40.13	11.10
21	91,914	722	7.86	41.53	66	47,361	2,070	43.71	10.54
22	91,192	721	7.91	40.85	67	45,291	2,158	47.65	10.00
23	90,471	720	7.96	40.17	68	43,133	2,243	52.00	9.47
24	89,751	719	8.01	39.49	69	40,890	2,321	56.76	8.97
25	89,032	718	8.07	38.81	70	38,569	2,391	61.99	8.48
26	88,314	718	8.13	38.12	71	36,178	2,448	67.57	8.00
27	87,596	718	8.20	37.43	72	33,730	2,487	73.73	7.55
28	86,878	718	8.26	36.73	73	31,243	2,505	80.18	7.11
29	86,160	719	8.35	36.03	74	28,738	2,501	87.03	6.68
30	85,441	720	8.43	35.33	75	26,237	2,476	94.37	6.27
31	84,721	721	8.51	34.63	76	23,761	2,431	102.31	5.88
32	84,000	723	8.61	33.92	77	21,330	2,369	111.06	5.49
33	83,277	726	8.72	33.21	78	18,961	2,291	120.83	5.11
34	82,551	729	8.83	32.50	79	16,670	2,196	131.73	4.74
35	81,822	732	8.95	31.78	80	14,474	2,091	144.47	4.39
36	81,090	737	9.09	31.07	81	12,383	1,964	158.61	4.05
37	80,353	742	9.23	30.35	82	10,419	1,816	174.30	3.71
38	79,611	749	9.41	29.62	83	8,603	1,648	191.56	3.39
39	78,862	756	9.59	28.90	84	6,955	1,470	211.36	3.08
40	78,106	765	9.79	28.18	85	5,485	1,292	235.55	2.77
41	77,341	774	10.01	27.45	86	4,193	1,114	265.68	2.47
42	76,567	785	10.25	26.72	87	3,079	933	303.02	2.18
43	75,782	797	10.52	26.00	88	2,146	744	346.69	1.91
44	74,985	812	10.83	25.27	89	1,402	555	395.86	1.66
45	74,173	828	11.16	24.54	90	847	385	454.55	1.42
46	73,345	848	11.56	23.81	91	462	246	532.47	1.19
47	72,497	870	12.00	23.08	92	216	137	634.26	.98
48	71,627	896	12.51	22.36	93	79	58	734.18	.80
49	70,731	927	13.11	21.63	94	21	18	857.14	.64
50	69,804	962	13.78	20.91	95	3	3	1000.00	.50
51	68,842	1,001	14.54	20.20					
52	67,841	1,044	15.39	19.49					
53	66,797	1,091	16.33	18.79					
54	65,706	1,143	17.40	18.09					

**MORTALITY TABLE AS PROVIDED IN ACT NO. 457,
APPROVED AUGUST 31, 1953**

Commissioners 1958 Standard Ordinary Mortality Table

Age	Number Living	Deaths Each Year	Death Rate per 1,000	Expectation of Life
0	10,000,000	70,800	7.08	68.30
1	9,929,200	17,475	1.76	67.78
2	9,911,725	15,066	1.52	66.90
3	9,896,659	14,449	1.46	66.00
4	9,882,210	13,835	1.40	65.10
5	9,868,375	13,322	1.35	64.19
6	9,855,053	12,812	1.30	63.27
7	9,842,241	12,401	1.26	62.35
8	9,829,840	12,091	1.23	61.43
9	9,817,749	11,879	1.21	60.51
10	9,805,870	11,865	1.21	59.58
11	9,794,005	12,047	1.23	58.65
12	9,781,958	12,325	1.26	57.72
13	9,769,633	12,896	1.32	56.80
14	9,756,737	13,562	1.39	55.87
15	9,743,175	14,225	1.46	54.95
16	9,728,950	14,983	1.54	54.03
17	9,713,967	15,737	1.62	53.11
18	9,698,230	16,390	1.69	52.19
19	9,681,840	16,846	1.74	51.28
20	9,664,994	17,300	1.79	50.37
21	9,647,694	17,655	1.83	49.46
22	9,630,039	17,912	1.86	48.55
23	9,612,127	18,167	1.89	47.64
24	9,593,960	18,324	1.91	46.73
25	9,575,636	18,481	1.93	45.82
26	9,557,155	18,732	1.96	44.90
27	9,538,423	18,981	1.99	43.99
28	9,519,442	19,324	2.03	43.08
29	9,500,118	19,760	2.08	42.16
30	9,480,358	20,193	2.13	41.25
31	9,460,165	20,718	2.19	40.34
32	9,439,447	21,239	2.25	39.43
33	9,418,208	21,850	2.32	38.51
34	9,396,358	22,551	2.40	37.60
35	9,373,807	23,528	2.51	36.69
36	9,350,279	24,685	2.64	35.78
37	9,325,594	26,112	2.80	34.88
38	9,299,482	27,991	3.01	33.97
39	9,271,491	30,132	3.25	33.07
40	9,241,359	32,622	3.53	32.18
41	9,208,737	35,362	3.84	31.29
42	9,173,375	38,253	4.17	30.41
43	9,135,122	41,382	4.53	29.54
44	9,093,740	44,741	4.92	28.67
45	9,048,999	48,412	5.35	27.81
46	9,000,587	52,473	5.83	26.95
47	8,948,114	56,910	6.36	26.11
48	8,891,204	61,794	6.95	25.27
49	8,829,410	67,104	7.60	24.45

**MORTALITY TABLE AS PROVIDED IN ACT NO. 457,
APPROVED AUGUST 31, 1953—Continued**

Commissioners 1958 Standard Ordinary Mortality Table

Age	Number Living	Deaths Each Year	Death Rate per 1,000	Expectation of Life
50	8,762,306	72,902	8.32	23.63
51	8,689,404	79,160	9.11	22.82
52	8,610,244	85,758	9.96	22.03
53	8,524,486	92,832	10.89	21.25
54	8,431,654	100,337	11.90	20.47
55	8,331,317	108,307	13.00	19.71
56	8,223,010	116,849	14.21	18.97
57	8,106,161	125,970	15.54	18.23
58	7,980,191	135,663	17.00	17.51
59	7,844,528	145,830	18.59	16.81
60	7,698,698	156,592	20.34	16.12
61	7,542,106	167,736	22.24	15.44
62	7,374,370	179,271	24.31	14.78
63	7,195,099	191,174	26.57	14.14
64	7,003,925	203,394	29.04	13.51
65	6,800,531	215,917	31.75	12.90
66	6,584,614	228,749	34.74	12.31
67	6,355,865	241,777	38.04	11.73
68	6,114,088	254,835	41.68	11.17
69	5,859,253	267,241	45.61	10.64
70	5,592,012	278,426	49.79	10.12
71	5,313,586	287,731	54.15	9.63
72	5,025,855	294,766	58.65	9.15
73	4,731,089	299,289	63.26	8.69
74	4,431,800	301,894	68.12	8.24
75	4,129,906	303,011	73.37	7.81
76	3,826,895	303,014	79.18	7.39
77	3,523,881	301,997	85.70	6.98
78	3,221,884	299,829	93.06	6.59
79	2,922,055	295,683	101.19	6.21
80	2,626,372	288,848	109.98	5.85
81	2,337,524	278,983	119.35	5.51
82	2,058,541	265,902	129.17	5.19
83	1,792,639	249,858	139.38	4.89
84	1,542,781	231,433	150.01	4.60
85	1,311,348	211,311	161.14	4.32
86	1,100,037	190,108	172.82	4.06
87	909,929	168,455	185.13	3.80
88	741,474	146,997	198.25	3.55
89	594,477	126,303	212.46	3.31
90	468,174	106,809	228.14	3.06
91	361,365	88,813	245.77	2.82
92	272,552	72,480	265.93	2.58
93	200,072	57,881	289.30	2.33
94	142,191	45,026	316.66	2.07
95	97,165	34,128	351.24	1.80
96	63,037	25,250	400.56	1.51
97	37,787	18,456	488.42	1.18
98	19,331	12,916	668.15	.83
99	6,415	6,415	1000.00	.50

The Expectation of Life is the average number of years which a large number of persons of any given age have yet to live; that is, the sum of the years which all will live divided by the number of persons.

COUNTY POPULATION
1960 FEDERAL CENSUS
1970 FEDERAL CENSUS*

	1960	1970			
Autauga	18,739	24,460	Houston	50,718	56,574
Baldwin	49,038	59,382	Jackson	36,681	39,202
Barbour	24,760	22,543	Jefferson	634,864	644,991
Bibb	14,357	13,812	Lamar	14,271	14,335
Blount	25,449	26,853	Lauderdale	61,622	68,111
Bullock	13,462	11,824	Lawrence	24,501	27,281
Butler	24,560	22,007	Lee	49,754	61,268
Calhoun	95,878	103,092	Limestone	36,513	41,699
Chambers	37,828	36,356	Lowndes	15,417	12,897
Cherokee	16,303	15,606	Macon	26,717	24,841
Chilton	25,693	25,180	Madison	117,348	186,540
Choctaw	17,870	16,589	Marengo	27,098	23,819
Clarke	25,738	26,724	Marion	21,837	23,789
Clay	12,400	12,626	Marshall	48,018	54,211
Cleburne	10,911	10,996	Mobile	314,301	317,308
Coffee	30,583	34,872	Monroe	22,372	20,883
Colbert	46,506	49,632	Montgomery	169,210	167,790
Conecuh	17,762	15,645	Morgan	60,454	77,306
Coosa	10,726	10,662	Perry	17,358	15,388
Covington	35,631	34,079	Pickens	21,882	20,326
Crenshaw	14,909	13,188	Pike	25,987	25,038
Cullman	45,572	52,445	Randolph	19,477	18,331
Dale	31,066	52,938	Russell	46,351	45,394
Dallas	56,667	55,296	Shelby	32,132	38,037
DeKalb	41,417	51,981	St. Clair	25,388	27,956
Elmore	30,624	33,535	Sumter	20,041	16,974
Escambia	33,511	34,966	Talladega	65,495	65,280
Etowah	96,680	94,144	Tallapoosa	35,007	33,840
Fayette	16,148	16,252	Tuscaloosa	109,047	116,029
Franklin	21,988	23,933	Walker	54,211	56,246
Geneva	22,310	21,924	Washington	15,372	16,241
Greene	13,600	10,650	Wilcox	18,739	16,303
Hale	19,537	15,888	Winston	14,858	16,654
Henry	15,286	13,264	Total	3,266,740	3,444,165

*The ninetieth day after the first day of the first regular legislative session held after the the publication of the official federal decennial census for Alabama is fixed by law as the date for any re-classification under any law requiring classification based on such census.

CITY POPULATION
1960 FEDERAL CENSUS
1970 FEDERAL CENSUS

	1960	1970			
Albertville	8,250	9,963	Huntsville	72,365	137,802
Alexander City	13,140	12,358	Jacksonville	5,678	7,715
Andalusia	10,263	10,092	Jasper	10,799	10,798
Anniston	33,657	31,523	Lanett	7,674	6,908
Athens	9,330	14,360	Leeds	6,162	6,991
Atmore	8,173	8,293	Midfield	3,556	6,399
Attalla	8,257	7,150	Mobile	202,779	190,026
Auburn	16,261	22,767	Montgomery	134,393	133,386
Bay Minette	5,197	6,727	Mountain Brook	12,680	19,474
Bessemer	33,054	33,428	Muscle Shoals	4,084	6,907
Birmingham	340,887	300,910	Northport	5,245	9,435
Brewton	6,309	6,747	Opelika	15,678	19,027
Chickasaw	10,002	8,447	Opp	5,535	6,493
Cullman	10,883	12,601	Ozark	9,534	13,555
Decatur	29,217	38,044	Phenix City	27,630	25,281
Demopolis	7,377	7,651	Prattville	6,616	13,116
Dothan	31,440	36,733	Pritchard	47,371	41,678
Enterprise	11,410	15,591	Russellville	6,628	7,814
Eufaula	8,357	9,102	Saraland	4,595	7,840
Fairfield	15,816	14,369	Scottsboro	6,449	9,321
Florence	31,649	34,031	Selma	28,385	27,379
Fort Payne	7,029	8,435	Sheffield	13,491	13,115
Gadsden	58,088	53,928	Sylacauga	12,857	12,255
Gardendale	4,712	6,502	Talladega	17,742	17,662
Greenville	6,894	8,033	Tarrant City	7,810	6,835
Guntersville	6,592	6,491	Troy	10,234	11,482
Hartselle	5,000	7,355	Tuscaloosa	63,370	65,773
Homewood	20,289	21,245	Tuscumbia	8,994	8,528
Hueytown	5,997	7,095	Tuskegee	1,750	11,028
			Vestavia Hills	4,029	8,311

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Cities 250,000 or more (B'ham), certain retired employees, hospitalization insurance—Act 716, H. 1342	1258
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Title 8, Sec. 39 and 40, Non-resident Fishing licenses, fee, delete Reference to race, use—Act 351, H. 341	468
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Title 62, Sec. 167, Jefferson Co., Coroners'/Medical Examiners' office Estb. and Reg.—Act 512, S. 702	674

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Designation of buildings, roads and bridges, 'The Leon Kennedy Building' at Lawson State Jr. College named—Act 364, S. 507	494
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Talladega College, approp., fiscal year ending 1978—Act 535, H. 491	705
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- Non-resident contractors, satisfy Hwy. Dept., paid all taxes due state or any political subdivision prior to receiving final payment, Act 492, Reg. Sess. 1947 am'd.—Act 508, S. 400 670

CONTRACTS

- Asphalt plants of persons or companies bidding on st. contracts, inspection by Hwy. Dept.—Act 778, S. 606 1338
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COOK, CHRIS

- Cook, Diane McBrooms and Chris, death mourned—Act 393, HJR 531 518

COOK, DIANE McBROOMS

- Cook, Diane McBrooms and Chris, death mourned—Act 393, HJR 531 518

COOPER, REP. GARY

- Cooper, Gary, commended—Act 461, HJR 568 600

COOPER, SEN. ROLAND

- Camden St. Park name changed to Roland Cooper St. Park—Act 460, HJR 567 599
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- Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481 1008

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- Cope, R. E. L., II, Death mourned—Act 431, SJR 327 573

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- Corbin, Michael, death mourned—Act 392, HJR 530 517

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- Counties 10,900-11,500 (Cleburne Co.), coroner, exp. allow., deputy authorized—Act 98, H. 52 136
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Counties 10,660 or less (Greene Co.), sale of table wine, St. Regs. re sale to apply, Act 947, Reg. Sess. 1975 am'd.— Act 472, H. 713	614
Counties 10,660 or less (Greene Co.), tax assessor, add'l clk- hire allow.—Act 566, H. 1323	755
COUNTIES 10,660-10,900	
Counties 10,660-10,900 (Coosa Co.). co. comm., reg. meeting date—Act 275, H. 845	377
Counties 10,660-10,900 (Coosa Co.), co. gov. body, auth. to pre- pare certain building sites and access roads—Act 316, H. 946	418
Counties 10,660-10,900 (Coosa Co.), nighttime hunting of racoon and opossum Reg.—Act 189, H. 729	258
Counties 10,660-10,900 (Coosa Co.), probate judge, chief clk., exp. allow.—Act 270, H. 1121	374
Counties 10,660-10,900 (Coosa Co.), textbooks used in schools, Reg.—Act 315, H. 944	417
COUNTIES 10,900-11,500	
Counties 10,900-11,500 (Cleburne Co.), Bd. of Equalization, exp. allow.—Act 726, H. 1370	1271
Counties 10,900-11,500 (Cleburne Co.), Bd. of Ed., comp. of mem- bers—Act 558, H. 1301	748
Counties 10,900-11,500 (Cleburne Co.), co. comm. auth. to fund Little League Athletic Program—Act 72, H. 137	112
Counties 10,900-11,500 (Cleburne Co.), coroner, exp. allow., deputy authorized—Act 98, H. 52	136
Counties 10,900-11,500 (Cleburne Co.), probate judge, clk-hire allow., Act 165, Sp. Sess. 1971 am'd.—Act 97, H. 51	135

COUNTIES 12,000-12,800	
Counties 12,000-12,800 (Clay Co.), Co. Bd. of Equalization, exp. allow.—Act 725, H. 1369	1270
COUNTIES 12,700-13,100	
Counties 12,700-13,100 (Lowndes Co.), gov't. body auth. pay employers share of Social Security—Act 491, S. 785	643
Counties 12,700-13,100 (Lowndes Co.), probate judge, comp. of clk. reg., Act 133, 1st Sp. Sess. 1971 am'd.—Act 550, H. 1285	740
Counties 12,700-13,100 (Lowndes Co.), probate judge, salary supp.—Act 67, H. 257 1st Sp. Sess.	1491
COUNTIES 13,000-13,250	
Counties 13,000-13,250 (Crenshaw Co.), sheriff's fund incr.—Act 206, S. 549	274
COUNTIES 13,200-13,400	
Counties 13,200-13,400 (Henry Co.), Co. Bd. of Ed., comp.—Act 622, H. 968	932
Counties 13,200-13,400 (Henry Co.), Supt. of Ed., comp. reg.—Act 528, H. 969	700
COUNTIES 13,500-14,250	
Counties 13,500-14,250 (Bibb Co.), jury commission, comp.—Act 56, H. 188 1st Sp. Sess.	1477
COUNTIES 14,000-15,000	
Counties 14,000-15,000 (Lamar Co.), Bd. of Ed., membs. exp. allow., Act 833, Reg. Sess. 1973 am'd.—Act 483, H. 1139	629
Counties 14,000-15,000 (Lamar Co.), certain co. officers, exp. allow.—Act 268, H. 1096	371
Counties 14,000-15,000 (Lamar Co.), election officers, comp. reg., Act 97, Sp. Sess. 1966 am'd.—Act 282, H. 1011	385
Counties 14,000-15,000 (Lamar Co.), sheriff's pistol permit fee, disposition—Act 484, H. 1140	630
COUNTIES 15,400-15,625	
Counties 15,400-15,625 (Cherokee Co.), Bd. of Registrars, Bd. of Equalization, jury comm., incr. comp.—Act 696, H. 1355	1232
COUNTIES 16,000-16,250	
Counties 16,000-16,250 (Washington Co.), probate judge, exp. allow.—Act 711, H. 1270	1254
COUNTIES 16,245-16,300	
Counties 16,245-16,300 (Fayette Co.), Co. Bd. of Ed., membs. exp. allow., reg.—Act 623, H. 1202	933
Counties 16,245-16,300 (Fayette Co.), co. industrial development authority estb.—Act 280, H. 958	382
Counties 16,245-16,300 (Fayette Co.), election officers comp. reg., Act 66, Sp. Sess. 1964 am'd.—Act 283, H. 1012	386
COUNTIES 16,275-16,575	
Counties 16,275-16,575 (Wilcox Co.), alcoholic beverages, gross receipt fees to probate judge—Act 66, H. 256 1st Sp. Sess.	1490
Counties 16,275-16,575 (Wilcox Co.), co. gov. bodies, estb. regular meeting dates—Act 403, S. 665	526
Counties 16,275-16,575 (Wilcox Co.), probate judge, add'l. clk-hire allow.—Act 402, S. 664	525

COUNTIES 16,600-16,950

Counties 16,600-16,950 (Winston Co.), cir. ct. register, salary supp., Act 64, 3rd Sp. Sess. 1975 am'd.—Act 610, H. 761	920
Counties 16,600-16,950 (Winston Co.), deputy coroner, estb. and reg.—Act 525, H. 1126	697
Counties 16,600-16,950 (Winston Co.), probate judge, allowed certain expenses—Act 520, H. 1081	685
Counties 16,600-16,950 (Winston Co.), sheriff, exp. allow.—Act 318, H. 403	420
Counties 16,600-16,950 (Winston Co.), sheriff, exp. allow.—Act 314, H. 938	417
Jud. Cir., composed two Cos., Cos. 16,600-16,950 (Winston Co.) and Cos. 22,575-23,800 (Marion Co.), office of public defender, estb. and reg.—Act 760, H. 1345	1300

COUNTIES 17,000-20,000

Counties 17,000-20,000 (Randolph Co.), deputy coroner estb.—Act 124, S. 244	190
Counties 17,000-20,000 (Randolph Co.), sheriff, add'l. deputy—Act 72, S. 98 1st Sp. Sess.	1500
Counties 17,000-20,000 (Randolph Co.), sheriff, add'l. deputy—Act 53, H. 174 1st Sp. Sess.	1475

COUNTIES 20,500-21,500

Counties 20,500-21,500 (Monroe Co.), vol. rescue squad, co. gov. body auth. to fund—Act 564, H. 1321	754
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COUNTIES 21,000-22,000

Counties 21,000-22,000 (Geneva Co.), co. comm., clk hire allow.—Act 259, H. 877	345
Counties 21,000-22,000 (Geneva Co.), co. gov. body auth. employ reappraisal personnel, Act 160, 3rd Sp. Sess. 1971 am'd.—Act 729, H. 1375	1275
Counties 21,000-22,000 (Geneva Co.), co. comm. auth. to employ prop. reappraisal personnel—Act 186, H. 671	255
Counties 21,000-22,000 (Geneva Co.), Co. Bd. of Ed. and Supt. of Ed., method of election—Act 746, H. 878	1286
Counties 21,000-22,000 (Geneva Co.), dist. judge, auth. employ secretary—Act 258, H. 876	344
Counties 21,000-22,000 (Geneva Co.), rescue squads, co. gov. body auth. allocate funds—Act 359, H. 1164	478
Counties 21,000-22,000 (Geneva Co.), Supt. of Ed., exp. allow.—Act 260, H. 879	346

COUNTIES 22,000-22,500

Counties 22,000-22,500 (Butler Co.), auth. pay expense of employees who become notaries public—Act 554, H. 1298	745
Counties 22,000-22,500 (Butler Co.), probate judge and employees, paid certain expenses—Act 718, H. 1349	1260
Counties 22,000-22,500 (Butler Co.), sheriff's pistol permit fee, Act 818, Reg. Sess. 1975 repealed and superseded—Act 556, H. 1299	746

COUNTIES 22,575-23,800

Counties 22,575-23,800 (Marion Co.), co. comm., comp.—Act 317, H. 858	419
Counties 22,575-23,800 (Marion Co.), law enforcement officers, civil service system—Act 83, H. 86 1st Sp. Sess.	1525
Jud. Cir., composed two Cos., Cos. 16,600-16,950 (Winston Co.) and Cos. 22,575-23,800 (Marion Co.), office of public defender, estb. and reg.—Act 760, H. 1345	1300

COUNTIES 23,800-23,925	
Counties 23,800-23,925 (Marengo Co.), sale of table wine, st. regs. re sale to apply; Act 1006, Reg. Sess. 1975 am'd.—Act 274, H. 838	377
COUNTIES 23,900-24,450	
Counties 23,900-24,450 (Franklin Co.), Bd. of Ed., exp. allow.— Act 606, S. 367	811
Counties 23,900-24,450 (Franklin Co.), sheriff, auth. employ cook—Act 732, S. 767	1278
COUNTIES 24,000-24,800	
Counties 24,000-24,800 (Autauga Co.), Bd. of Registrars, add'l. comp.—Act 185, H. 652	254
COUNTIES 26,725-27,250	
Counties 26,725-27,250 (Blount Co.), tax assessor and collector, clerical assistance, pay increase—Act 177, H. 300	238
COUNTIES 27,000-27,900	
Counties 27,000-27,900 (Lawrence Co.), Bd. of Registrars, add'l. meeting days, comp.—Act 42, H. 85 1st Sp. Sess.	1456
Counties 27,000-27,900 (Lawrence Co.), Bd. of Registrars, Comp.—Act 64, H. 229 1st Sp. Sess.	1489
Counties 27,000-27,900 (Lawrence Co.), civil defense coordinator, abolish expense allow., Act 714, Reg. Sess. 1976 repealed— Act 267, H. 1080	371
Counties 27,000-27,900 (Lawrence Co.), Tenn. Valley Publicity and Improvement Assocs. estb.—Act 559, H. 1305	749
Counties 27,000-27,900 (Lawrence Co.), volunteer fire dept., tax exemptions—Act 256, H. 764	338
COUNTIES 33,550-34,000	
Counties 33,550-34,000 (Tallapoosa Co.), co. gov. body, auth. to make approp. to pay moral and equitable claims against co.—Act 549, H. 1277	739
COUNTIES 34,000-34,800	
Counties 34,000-34,800 (Covington Co.), co. gov. body, exp. allow., Act 441, Reg. Sess. 1976 am'd.—Act 64, H. 252	71
Counties 34,000-34,800 (Covington Co.), co. engineer, appoint. and duties—Act 356, H. 1021	476
COUNTIES 34,100-34,900	
Counties 34,100-34,900 (Coffee Co.), Bd. of Equalization, comp.— Act 55, H. 185 1st Sp. Sess.	1476
COUNTIES 34,875-36,000	
Counties 34,875-36,000 (Escambia Co.), co. road and bridge funds transferred to co. general fund—Act 291, H. 1003	393
COUNTIES 35,000-38,000	
Counties 35,000-38,000 (Chambers Co.), co. comm., comp.—Act 70, S. 60 1st Sp. Sess.	1499
Counties 35,000-38,000 (Chambers Co.), co. comm., comp.—Act 50, H. 91 1st Sp. Sess.	1472
Counties 35,000-38,000 (Chambers Co.), co. officers, salary incr.— Act 295, H. 1065	397
Counties 35,000-38,000 (Chambers Co.), sheriff, exp. allow.— Act 320, H. 959	421

COUNTIES 36,500-39,200

Counties 36,500-39,200 (Shelby Co.), bailiffs, comp.—Act 65, H. 248 1st Sp. Sess.	1489
Counties 36,500-39,200 (Shelby Co.), change 'judges of co. infer. cts.' to 'magistrates', Act 1740, Reg. Sess. 1971 am'd.—Act 313, H. 912	416
Counties 36,500-39,200 (Shelby Co.), clerk and jury comm., work schedule and comp. reg.—Act 712, H. 1280	1254
Counties 36,500-39,200 (Shelby Co.), firearms, discharging near dwelling reg., penalties—Act 61, H. 210 1st Sp. Sess.	1482
Counties 36,500-39,200 (Shelby Co.), massage parlors, licensing and reg., penalties—Act 35, H. 254 1st Sp. Sess.	1445
Counties 36,500-39,200 (Shelby Co.), year round tax assessment, probate judge req. notify tax assessor of certain deed recordings—Act 485, H. 1141	631

COUNTIES 38,100-40,500

Counties 38,100-40,500 (Jackson Co.), Co. Bd. of Ed., exp. allow.—Act 322, H. 593	423
Counties 38,100-40,500 (Jackson Co.), hospital bd., use of funds for doctor's offices—Act 278, H. 942	380

COUNTIES 41,750-45,000

Counties 41,750-45,000 (DeKalb Co.), Bd. of Equalization, Bd. of Registrars, Jury Comm., comp.—Act 301, S. 555	402
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COUNTIES 42,000-49,500

Counties 42,000-49,500 (Russell Co.), airport zoning regs., estb. and enforcement—Act 362, H. 1190	482
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COUNTIES 50,000-52,500

Counties 50,000-52,500 (Cullman Co.), certain co. officers, add'l. exp. allow.—Act 625, H. 1344	934
Counties 50,000-52,500 (Cullman Co.), foxes, killing prohibited—Act 183, H. 556	253
Counties 50,000-52,500 (Cullman Co.), wild animal traps, prohib.—Act 264, H. 555	362

COUNTIES 52,500-54,000

Counties 52,500-54,000 (Dale Co.), night hunting, racoons and opossums—Act 272, H. 785	375
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COUNTIES 55,000-56,500

Counties 55,000-56,500 (Walker Co.), cir. clk., expense allow., Act 104, 1st Sp. Sess. 1971 repealed—Act 744, S. 822	1285
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COUNTIES 55,500-56,500

Counties 55,500-56,500 (Walker Co.), intermediate ct. judge, exp. allow., Act 2400, Reg. Sess. 1971 repealed—Act 741, S. 819	1284
Counties 55,500-56,500 (Walker Co.), certain co. officers, salary set, supp. abolish—Act 731, S. 759	1277
Counties 55,500-56,500 (Walker Co.), co. comm., exp. allow., Act 741, Reg. Sess. 1973 am'd.—Act 773, S. 823	1330
Counties 55,500-56,500 (Walker Co.), co. treasurer, add'l. expense allow.—Act 748, S. 876	1288
Counties 55,500-56,500 (Walker Co.), co. treasurer, exp. allow., Act 69, 3rd Sp. Sess. 1971 repealed—Act 739, S. 818	1282
Counties 55,500-56,500 (Walker Co.), jury comm., set salary of employees—Act 530, H. 1127	702
Counties 55,500-56,500 (Walker Co.), intermediate ct. judge, exp. allow., Act 748, Reg. Sess. 1975 repealed—Act 737, S. 816	1281

Counties 55,500-56,500 (Walker Co.), court cost criminal cases— Act 792, S. 761	1373
Counties 55,500-56,500 (Walker Co.), probate judge, add'l. exp. allow.—Act 749, S. 877	1288
Counties 55,500-56,500 (Walker Co.), tax collector, exp. allow., Act 926, Reg. Sess. 1971 repealed—Act 738, S. 817	1282
Counties 55,500-56,500 (Walker Co.), tax assessor, exp. allow., Act 928, Reg. Sess. 1971 repealed—Act 736, S. 815	1281
COUNTIES 56,500-59,000	
Counties 56,500-59,000 (Houston Co.), ad valorem taxes, assess- ment and collection—Act 471, H. 657	613
Counties 56,500-59,000 (Houston Co.), Co. Bd. and Supt. of Ed., election, regs.—Act 355, H. 991	475
Counties 56,500-59,000 (Houston Co.), co. coroner, increase ex- pense allow.—Act 616, H. 1183	928
Counties 56,500-59,000 (Houston Co.), Co. Bd. of Ed., office furniture and equipment, auth. to purchase—Act 358, H. 1124	477
Counties 56,500-59,000 (Houston Co.), Co. Comm., add'l. exp. allow.—Act 621, H. 916	932
Counties 56,500-59,000 (Houston Co.), property assessment, value in actual use—Act 611, H. 783	921
COUNTIES 57,000-61,000	
Counties 57,000-61,000 (Baldwin Co.), ad valorem taxes, method of valuation—Act 319, H. 1105	421
Counties 57,000-61,000 (Baldwin Co.), certain co. officers, add'l expense allow.—Act 229, H. 666	301
Counties 57,000-61,000 (Baldwin Co.), co. health officer or ad- ministrator auth. to issue death certificates—Act 180, H. 412	240
Counties 57,000-61,000 (Baldwin Co.), motor vehicles, operation on beaches and sand dunes, reg.—Act 728, H. 1374	1274
Counties 57,000-61,000 (Baldwin Co.), probate office auth. mi- crofilm certain records—Act 761, H. 1381	1306
Counties 57,000-61,000 (Baldwin Co.), volunteer fire depts., tax exempt.—Act 798, H. 668	1377
Counties 57,000-61,000 (Baldwin Co.), waterwells, reg. and con- struction, bd. estb.—Act 266, H. 1059	366
COUNTIES 60,000-65,000	
Counties 60,000-65,000 (Lee Co.), Co. Bd. of Ed., comp.—Act 298, H. 779	399
Counties 60,000-65,000 (Lee Co.), Co. Historian, estb.—Act 195, S. 238	263
Counties 60,000-65,000 (Lee Co.), special advisory referendums provided—Act 524, H. 1111	696
COUNTIES 60,000-68,000	
Counties 60,000-68,000 (Lee Co.), trailers, registration and iden- tification, reg., Act 481, Reg. Sess. 1976 am'd.—Act 628, H. 1035	936
COUNTIES 65,000-68,000	
Counties 65,000-68,000 (Talladega Co.), bailiffs, comp.—Act 289, H. 945	392
Counties 65,000-68,000 (Talladega Co.), Co. Comm., exp. allow.— Act 747, S. 833	1287
Counties 65,000-68,000 (Talladega Co.), cir. judge and dist. atty., sec. asst., comp. increased, Act 793, Reg. Sess. 1975 am'd.— Act 783, H. 943	1351

Counties 65,000-68,000 (Talladega Co.), cir. clk., exempt from liab. of employees—Act 73, S. 103 1st Sp. Sess.	1501
Counties 65,000-68,000 (Talladega Co.), dist. atty., clk-hire allow.—Act 325, H. 1145	426
Counties 65,000-68,000 (Talladega Co.), night hunting, permitted certain instances—Act 538, H. 728	708
Counties 65,000-68,000 (Talladega Co.), probate judge req. to keep co. newspaper as co. prop.—Act 71, S. 97 1st Sp. Sess.	1499
Counties 65,000-68,000 (Talladega Co.), sheriff's pistol permit fee—Act 740, S. 756	1283
COUNTIES 65,500-75,200	
Counties 65,500-75,200 (Lauderdale Co.), sheriff's dept., remove hourly wage section, Act 1695, Reg. Sess. 1971 repealed in part—Act 602, S. 615	807
Counties 65,500-75,200 (Lauderdale Co.), jury comm. clk., salary reg.—Act 521, H. 1084	686
COUNTIES 75,000-90,000	
Counties 75,000-90,000 (Morgan Co.), Bd. of Equalization and Adjustment created, duties—Act 473, H. 894	615
Counties 75,000-90,000 (Morgan Co.), co. comm., contingent fund, use for probate judge and sheriff's office, Act 908, Reg. Sess. 1971 am'd.—Act 214, H. 744	287
COUNTIES 90,000-100,000	
Counties 90,000-100,000 (Etowah Co.), cir. judge, secretary hire allow.—Act 573, H. 1340	760
Counties 90,000-100,000 (Etowah Co.), cir. clk., admin. consultant salary incr., Act 809, Reg. Sess. 1965 am'd.—Act 496, H. 830	647
Counties 90,000-100,000 (Etowah Co.), Co. Bd. of Ed., ability to borrow money, cap. outlay purposes, delete provision re rev. derived from liquor sales, Act 519, Reg. Sess. 1975 am'd.—Act 597, S. 540	798
Counties 90,000-100,000 (Etowah Co.), dist. atty., furnished personnel, equipment, supplies—Act 519, H. 1069	685
Counties 90,000-100,000 (Etowah Co.), municipal tax, malt or brewed beverages, prohib.—Act 523, H. 1109	696
COUNTIES 95,000-115,000	
Counties 95,000-115,000 (Calhoun Co.), coroner, exp. allow.—Act 620, S. 843	931
Counties 95,000-115,000 (Calhoun Co.), license comm., salary—Act 779, S. 841	1339
Counties 95,000-115,000 (Calhoun Co.), license commissioner, reimbursed for damages paid due to errors made in performance of official duties—Act 261, H. 930	346
Counties 95,000-115,000 (Calhoun Co.), petition to call election, procedure—Act 74, S. 108 1st Sp. Sess.	1501
Counties 95,000-115,000 (Calhoun Co.), sales of groceries on Sunday, number of employees—Act 66, H. 372	73
Counties 95,000-115,000 (Calhoun Co.), sheriff personnel salaries—Act 584, S. 802	777
Counties 95,000-115,000 (Calhoun Co.), sheriff's pistol permit fee, expenditure—Act 589, S. 842	783
Counties 95,000-115,000 (Calhoun Co.), sheriff personnel appointed—Act 489, H. 1235	641
COUNTIES LESS THAN 600,000	
Counties less than 600,000, trade shows sponsored by area chamber of commerce may operate on Sunday—Act 800, H. 7	1379

COUNTIES NOT LESS THAN 500,000

Counties not less than 500,000 (Jefferson Co.), sale of table wine, st. regs. re sale to apply, Act 1053, Reg. Sess. 1973 am'd.—Act 683, H. 913	1182
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COUNTIES 110,000-150,000

Counties 110,000-150,000 (Tuscaloosa Co.), co. officers, comp.—Act 323, H. 645	423
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COUNTIES 115,000-130,000

Counties 115,000-130,000 (Tuscaloosa Co.), sale of table wine, state regs. re sale to apply, Act 1054, Reg. Sess. 1973 am'd.—Act 527, H. 712	700
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COUNTIES 115,000-150,000

Counties 115,000-150,000 (Tuscaloosa Co.), ad valorem taxes, add'l. time when real prop. may be returned or valued—Act 175, H. 47	235
Counties 115,000-150,000 (Tuscaloosa Co.), draft or keg beer, sale auth.—Act 213, H. 651	286
Counties 115,000-150,000 (Tuscaloosa Co.), legis. delegation, clerical assistants—Act 699, S. 334	1237
Counties 115,000-150,000 (Tuscaloosa Co.), Bds. of Registrars, regs, procedure—Act 613, H. 1289	922
Counties 115,000-150,000 (Tuscaloosa Co.), Bd. of Registrars, comp.—Act 557, H. 1300	747
Counties 115,000-150,000 (Tuscaloosa Co.), grocery stores, Sunday operation—Act 51, H. 166 1st Sp. Sess.	1472

COUNTIES 150,000-180,000

Counties 150,000-180,000 (Montgomery Co.), home processed food, excluded from certain health provisions—Act 123, S. 94	189
Counties 150,000-180,000 (Montgomery Co.), probate judge, comp.—Act 354, H. 605	474
Counties 150,000-180,000 (Montgomery Co.), gov. body, elected from districts, redivision of districts—Act 468, H. 590	607
Counties 150,000-180,000 (Montgomery Co.), dist. judges, salary supp.—Act 619, S. 548	931
Counties 150,000-180,000 (Montgomery Co.), sheriffs, comp., reg.—Act 287, H. 860	391

COUNTIES 300,000-600,000

Counties 300,000-600,000 (Mobile Co.), bd. of directors, Airport Authority, reg., Act 265, Reg. Sess. 1963 am'd.—Act 720, H. 1357	1262
Counties 300,000-600,000 (Mobile Co.), Civil Defense Auth. employees, under personnel board—Act 560, H. 1316	750
Counties 300,000-600,000 (Mobile Co.), Co. Comm., exp. allow.—Act 715, H. 1136	1257
Counties 300,000-600,000 (Mobile Co.), Co. Bd. of School Commissioners, add'l. expense allow.—Act 58, H. 201 1st Sp. Sess.	1478
Counties 300,000-600,000 (Mobile Co.), coroner, election and duties, Act 651, Reg. Sess. 1976 am'd.—Act 510, S. 612	673
Counties 300,000-600,000 (Mobile Co.), Dog Racing Commission, members, comp.—Act 612, H. 835	921
Counties 300,000-600,000 (Mobile Co.), incorp. of unincorp. communities on islands, Tit. 37, Sec. 10 am'd.—Act 507, S. 304	669
Counties 300,000-600,000 (Mobile Co.), next public school constructed be named for John L. Leflore—Act 781, H. 834	1346

Counties 300,000-600,000 (Mobile Co.), voting machines with printout results auth., Act 75, 4th Sp. Sess. 1975 am'd.—Act 49, H. 78 1st Sp. Sess.	1471
Counties 300,000-600,000 (Mobile Co.), wreckers, rotation system. reg.—Act 786, H. 1073	1356

COUNTIES 400,000 OR MORE

Counties 400,000 or more (Jefferson Co.), co. civil service system, Act 248, Reg. Sess. 1945 am'd.—Act 679, H. 444	1176
Counties 400,000 or more (Jefferson Co.), personnel system, provision for the handicapped, Act 248, Reg. Sess. 1945 am'd.—Act 677, H. 14	1167
Counties 400,000 or more (Jefferson Co.), countywide civil service system reg., Act 248, Reg. Sess. 1945 am'd.—Act 684, H. 953	1183

COUNTIES 500,000 OR MORE

Counties 500,000 or more (Jefferson Co.), bd. of trustees members of certain public corp., tort immunity—Act 692, S. 863	1216
Counties 500,000 or more (Jefferson Co.), mtr. veh. license fee issuance of tabs as evidence of payment—Act 475, H. 923	618
Counties 500,000 or more (Jefferson Co.), bd. of trustees members of certain public corp., tort immunity—Act 686, H. 1259	1202

COUNTIES 600,000 OR MORE

Counties 600,000 or more (Jefferson Co.), transit auth. funding Act 232, H. 502	305
Counties 600,000 or more (Jefferson Co.), Co. Bd. of Health funding—Act 231, H. 501	302
Counties 600,000 or more (Jefferson Co.), sheriff auth. employ exec. assistant—Act 681, H. 505	1181
Counties 600,000 or more (Jefferson Co.), owner-developers, ad valorem tax exemption—Act 685, H. 1082	1200
Counties 600,000 or more (Jefferson Co.), annexed territory of municipalities 2,000 or more, tax exemption reg.—Act 416, S. 688	557
Counties 600,000 or more (Jefferson Co.), Bd. of Registrars, registration of voters within 21 days of election prohibited Act 399, H. 949	523
Counties 600,000 or more (Jefferson Co.), annexed territory, incorp. municipalities with populations of 2,000 or more, tax exemption—Act 787, H. 1159	1357
Counties 600,000 or more (Jefferson Co.), Bd. of Registrars, estb. of list of absentee and handicapped voters—Act 398, H. 948	522
Counties 600,000 or more (Jefferson Co.), sheriff, comp.—Act 682, H. 506	1181
Counties 600,000 or more (Jefferson Co.), school calendar, procedure for change—Act 46, H. 75 1st Sp. Sess.	1462

COUNTY COMMISSION

Approp., supp. approp. to Bd. of Corrections, Public Safety Dept., Conserv. and Nat. Resources Dept. and Gen. Fund for fiscal 1977—Act 397, H. 489	521
Bibb Co., co. comm., exp. allow. incr., Act 1381, Reg. Sess. 1971 am'd.—Act 676, H. 1100	1166
Blount Co., co. comm., clerical help, salary, appointment—Act 212, H. 628	286
Chambers Co., co. comm. auth. hire prop. reappraisal personnel—Act 184, H. 602	253

Chambers Co., co. comm. min. size lots for planning and construction, public streets, drainage structures, outside municipality, reg.—Act 293, H. 1024	395
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Medicaid, pay \$1.00 per visit, approval of H.E.W. required for Act to become effective, Act 626, Reg. Sess. 1976 am'd.—Act 703, H. 450	1243
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HEAVY EQUIPMENT

Motor vehicles, heavy duty equip., ad valorem tax, payment, liens, Tit. 51, Sec. 21 am'd.—Act 698, S. 401	1233
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HELEN KELLER PROPERTY BOARD

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Higgins, S. O., commended—Act 6, HJR 15	16
HIGHWAY AND TRAFFIC SAFETY OFFICE	
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Montgomery Co., co. engineer not required to be qualified land surveyor, expiration date, Act 1945, Reg. Sess. 1971 am'd.—Act 470, H. 648	612
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Non-resident contractors, satisfy Hwy. Dept., paid all taxes due State or any political subdivision prior to receiving final payment, Act 492, Reg. Sess. 1947 am'd.—Act 508, S. 400	670
Perry, Bullock, Macon Cos., co. engineers, need not be qualified as land surveyor, Act 1945, Reg. Sess. 1971 am'd.—Act 463, H. 235	603
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Asphalt plants of persons or companies bidding on St. contracts, inspection by Hwy. Dept.—Act 778, S. 606	1338
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Co. engineer need not be qualified as a land surveyor in certain named counties, Act 1945, Reg. Sess. 1971 am'd.—Act 797, H. 806	1376
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Designation of buildings, roads and bridges, 'Old Spanish Trail' portion of U.S. 90 named—Act 455, HJR 358	596
Designation of buildings, roads and bridges, 'Old Spanish Fort Boulevard', portion of U. S. highway 31 named—Act 456, HJR 359	596
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Designation of buildings, roads and bridges, 'Red Bud Drive' named on section Ala. highway 20—Act 388, HJR 390	514
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Designation of buildings, roads and bridges, 'Blakeley Drive', portion of U. S. 31 named—Act 457, HJR 360	597
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Montgomery Co., co. engineer not required to be qualified land surveyor, expiration date, Act 1945, Reg. Sess. 1971 am'd.— Act 470, H. 648	612
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Non-resident contractors, satisfy hwy. dept., paid all taxes due state or any political subdivision prior to receiving final payment, Act 492, Reg. Sess. 1947 am'd.—Act 508, S. 400	670
Perry, Bullock, Macon Cos., co. engineers, need not be quali- fied as land surveyor, Act 1945, Reg. Sess. 1971 am'd.— Act 463, H. 235	603
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- Approp. for ordinary expenses of Executive, Legis. and Judicial
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- Buttahatchee River dev. auth., incorp., issuance of bonds—Act
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- Buttahatchee River watershed area estab., corp. for develop-
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- Counties 16,245-16,300 (Fayette Co.), co. industrial develop-
ment authority estb.—Act 280, H. 958 382
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- Industrial parks, counties or municipalities may act jointly or
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- Limestone Co., co. comm. industrial promotion approp.—Act
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Counties 38,100-40,500 (Jackson Co.), co. bd. of ed., exp. allow.—
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Sp. Sess. 1966 am'd.—Act 702, H. 443 1240

Cities 250,000 or more (B'ham), auth. sell stolen, abandon, lost
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Cities 250,000 or more (B'ham), certain retired public employees,
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Cities 250,000 or more (B'ham), certain retired employees,
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Cities 250,000 or more (B'ham), retirement system, further de-
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Counties 400,000 or more (Jefferson Co.), countywide civil service system reg., Act 248, Reg. Sess. 1945 am'd.—Act 684, H. 953	1183
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Counties 500,000 or more (Jefferson Co.), mtr. veh. license fee issuance of tabs as evidence of payment—Act 475, H. 923	618
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Jefferson Co., fire fighting and garbage districts, consti. amend., Act 132, 1st Sp. Sess. 1964 am'd.—Act 599, H. 194	801
Jefferson Co., governing body, vacancies filled by sp. election, Tit. 62, Sec. 145 repealed and superseded—Act 784, H. 950	1351
Jefferson Co., medical rescue svstem provided, Act 79, Sp. Sess. 1966 am'd.—Act 678, H. 193	1173
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JEFFERSON STATE JUNIOR COLLEGE	
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Madison Co., dist. ct. judge, exp. allow.—Act 609, H. 760	919
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Counties 12,700-13,100 (Lowndes Co.), probate judge, salary supp.—Act 67, H. 257 1st Sp. Sess.	1491
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Probate judge, license lists and revenue, extend time to report, Tit. 51, Sec. 847 am'd.—Act 165, H. 103	224
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Counties 36,500-39,200 (Shelby Co.), Clerk and Jury Comm., work schedule and comp. reg.—Act 712, H. 1280	1254
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DeKalb Co., Bd. of Equalization, Bd. of Registrars, Jury Comm., salary reg.—Act 587, S. 827	781
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Counties 22,575-23,800 (Marion Co.), law enforcement officers, civil service system—Act 83, H. 86 1st Sp. Sess.	1525
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Mars Hill Bible School baseball team, commended—Act 24, SJR 8 1st Sp. Sess.	1436
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Designation of buildings, roads and bridges, 'The Robert M. Kelley Jr. National Guard Armory' at Guntersville named —Act 766, H. 669	1324
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Marshall Co., co. comm., comp.—Act 54, H. 184 1st Sp. Sess.	1475
Marshall Co., sheriff, employees comp., prisoners allow., Act 985, Reg. Sess. 1975 am'd.—Act 588, S. 838	781

MARSHALL, JO

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MARTIN, J. C.

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Martin, W. L., commended—Act 241, HJR 456	319
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Mathews, Dr. F. David, commended—Act 427, SJR 8 568

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MAYFIELD, MARGARET

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MAYS, WILLIE

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Medicaid account in health dept., approp. taken from pensions and security dept. funds—Act 353, H. 1036 473

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Medicaid, pay \$1.00 per visit, approval of H.E.W. required for Act to become effective, Act 626, Reg. Sess. 1976 am'd.—Act 703, H. 4501243

Medicare and Medicaid programs, select jt. legislative study committee, time of reporting and dissolution extended—Act 22, SJR 240 32

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Hospital corporations, powers, Act 46, Reg. Sess. 1949 am'd.—Act 36, H. 26 1st Sp. Sess.1447

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MEDICARE

Medicare and Medicaid programs, select jt. legislative study committee, time of reporting and dissolution extended—Act 22, SJR 240 32

Medicare and Medicaid, select joint committee to study costs extended—Act 768, HJR 4921326

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Medical ed., scholarship program, approp. bd. of medical scholarship awards estb., Act 278, 1st Sp. Sess. 1965 repealed and superseded—Act 663, H. 8441125

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Mentally ill, civil rights, commitment procedure and regs., Act 1226, Reg. Sess. 1975 am'd.—Act 670, H. 2661143

MENTAL HEALTH DEPARTMENT

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Mentally ill, civil rights, commitment procedure and regs., Act 1226, Reg. Sess. 1975 am'd.—Act 670, H. 2661143

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Counties 300,000-600,000 (Mobile Co.), bd. of directors, airport authority, reg., Act 265- Reg. Sess. 1963 am'd.—Act 720, H. 1357	1262

Counties 300,000-600,000 (Mobile Co.), civil defense auth. employees, under personnel board—Act 560, H. 1316	750
Counties 300,000-600,000 (Mobile Co.), co. comm., exp. allow.—Act 715, H. 1136	1257
Counties 300,000-600,000 (Mobile Co.), co. bd. of school commissioners, add'l. expense allow.—Act 58, H. 201 1st Sp. Sess.	1478
Counties 300,000-600,000 (Mobile Co.), coroner, election and duties, Act 651, Reg. Sess. 1976 am'd.—Act 510, S. 612	673
Counties 300,000-600,000 (Mobile Co.), dog racing commission, members, comp.—Act 612, H. 835	921
Counties 300,000-600,000 (Mobile Co.), incorp. of unincorp. communities on islands, Tit. 37, Sec. 10 am'd.—Act 507, S. 304	669
Counties 300,000-600,000 (Mobile Co.), next public school constructed be named for John L. LeFlore—Act 781, H. 834	1346
Counties 300,000-600,000 (Mobile Co.), voting machines with printout results auth., Act 75, 4th Sp. Sess. 1975 am'd.—Act 49, H. 78 1st Sp. Sess.	1471
Counties 300,000-600,000 (Mobile Co.), wreckers, rotation system, reg.—Act 786, H. 1073	1356
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Prichard, retirement system, change effective date, Act 929, Reg. Sess. 1975 am'd.—Act 495, H. 549	647
Satsuma, corp. limits alt.—Act 193, H. 836	261
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Counties 60,000-68,000 (Lee Co.), trailers, registration and identification, reg., Act 481, Reg. Sess. 1976 am'd.—Act 628, H. 1035	936
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MOBILE, CITY OF

Cities 34,000 or more, auth. constr. of parking facilities, bonds, lease facilities, contracts—Act 300, S. 431	401
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Counties 20,500-21,500 (Monroe Co.), vol. rescue squad, co. gov. body auth. to fund—Act 564, H. 1321	754
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Cities 70,000-135,000 (Montgomery) city gov't., vacancies, Act 618, Reg. Sess. 1973 am'd.—Act 237, H. 1102	315
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Counties 150,000-180,000 (Montgomery Co.), home processed food, excluded from certain health provisions—Act 123, S. 94	189
Counties 150,000-180,000 (Montgomery Co.), gov. body, elected from districts, redivision of districts—Act 468, H. 590	607
Counties 150,000-180,000 (Montgomery Co.), probate judge, comp.—Act 354, H. 605	474
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MONTGOMERY, CITY OF

Cities 34,000 or more, auth. constr. of parking facilities, bonds, lease facilities, contracts—Act 300, S. 431	401
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MORGAN COUNTY

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Counties 75,000-90,000 (Morgan Co.), co. comm., contingent fund, use for probate judge and sheriff's office, Act 908, Reg. Sess. 1971 am'd.—Act 214, H. 744	287
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Morgan Co., barbers comm. created, Act 679, Reg. Sess. 1961 repealed—Act 793, S. 813	1374
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PROMOTING GAMBLING

- Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 903

PROMOTING PRISON CONTRABAND

- Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 881

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- Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 905

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- Chambers Co., co. comm. auth. hire prop. reappraisal personnel—Act 184, H. 602 253
Cities 250,000 or more (B'ham), auth. sell stolen, abandon, lost personal property—Act 328, H. 462 431
Cities 300,000 or more (B'ham), allowed to grant property tax exemptions, owner-developers—Act 707, H. 1009 1249
Coffee Co., co. comm., auth. to employ appraisers, mappers, clerical personnel, maintain current evaluation of property—Act 281, H. 976 385
Counties 21,000-22,000 (Geneva Co.), co. comm. auth. to employ prop. reappraisal personnel—Act 186, H. 671 255
Counties 56,500-59,000 (Houston Co.), ad valorem taxes, assessment and collection—Act 471, H. 657 613
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Counties 57,000-61,000 (Baldwin Co.), probate office auth. microfilm certain records—Act 761, H. 1381 1306
Counties 115,000-150,000 (Tuscaloosa Co.), ad valorem taxes, add'l. time when real prop. may be returned or valued—Act 175, H. 47 235
Counties 600,000 or more (Jefferson Co.), owner-developers, ad valorem tax exemption—Act 685, H. 1082 1200
Crenshaw Co., co. comm. auth. to employ appraisers, mappers to keep current evaluation, real and personal property—Act 365, S. 407 494
Houston Co., decrease assessment rate, Class III Property, consti. amend.—Act 411, H. 928 551

Limestone Co., co. governing body, empowered to maintain roads on private property—Act 230, H. 849	301
Medicaid, auth. transfer of assets to meet eligibility regs., Act 641, Reg. Sess. 1976 revealed—Act 649, H. 449	1099
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PUBLIC CORPORATIONS	
Counties 500,000 or more (Jefferson Co.), Bd. of Trustees members of certain public corps., tort immunity—Act 692, H. 1259	1202
Counties 500,000 or more (Jefferson Co.), Bd. of Trustees members of certain public corp., tort immunity—Act 692, S. 863	1216
Foreign trade zones, co. and city governing bodies, private and public corporations, auth. to estb. and reg., all ports of entry, Tit. 30, Sec. 40 am'd.—Act 498, H. 1158	653
Municipal corp., validate certain de facto corp. who fail to follow proper organization procedure—Act 350, H. 286	468
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Jud. Cir., composed two cos., cos. 16,600-16,950 (Winston Co.) and cos. 22,575-23,800 (Marion Co.), 25th Jud. Cir. Office of Public Defender, estb. and reg.—Act 760, H. 1345	1300
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PUBLIC INTOXICATION	
Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	895
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PUBLIC LIBRARY SERVICE

Appropriation for support, maintenance and dev. of public education—Act 637, H. 482 1034

PUBLIC OFFICE (See also Bribery; Failing to Disclose Conflict of Interest; Misuse of Confidential Information; Official Misconduct; Trading in Public Office)

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 876, 884, 885

PUBLIC SAFETY (See also Creating Hazard; Falsely Requesting Use of Party Line for Emergency; Hindering Transportation of Commodities; Unlawfully dealing Fireworks; Unlawfully Refusing to yield Party Line)

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 812

PUBLIC SAFETY DEPARTMENT

Approp. for ordinary expenses of Executive, Legis. and Judicial Departments, general approp.—Act 636, H. 481 988

Approp., supp. approp. to bd. of corrections, public safety dept., conserv. and nat. resources dept. and gen. fund for fiscal 1977—Act 397, H. 489 521

Dothard, Col. E. C., commended—Act 4, HJR 6 14

Law enforcement officers, subsistence allow., intent of Leg. regarding income tax treatment—Act 27, SJR 16 1st Sp. Sess. 1438

State Troopers and communication officers, salary incr., approp.—Act 417, H. 218 559

PUBLIC SERVICE COMMISSION

Ala. Power Co. and Southern Services Co., audit and management study, committee on public utilities, appt. to direct and hire firm, approp.—Act 22, S. 56 1st Sp. Sess. 1432

Approp. for ordinary expenses of Executive, Legis. and Judicial Departments, general approp.—Act 636, H. 481 989

Public Service Commission, approp. for technical staff, Atty. Gen. to assign staff to represent consumers before commission—Act 44, S. 18 1st Sp. Sess. 1458

Water work system, less than 100 customers, Public Service Comm. denied reg.—Act 751, H. 233 1290

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Asphalt plants of persons or companies bidding on St. contracts, inspection by hwy. dept.—Act 778, S. 606 1338

PURVIS, SHERIFF TOM

Purvis, Sheriff Tom, commended—Act 16, HJR 46 24

QUARLES, COL. JACK R.

Designation of buildings, roads and bridges, 'Fort Quarles-Flowers Armory' in Decatur named—Act 441, SJR 341 582

QUARTERLY REPORTS OF STATE AGENCIES

Approp. for ordinary expenses of Executive, Legis. and Judicial Departments, general approp.—Act 636, H. 481 1019

QUICK, CLETE

Quick, Clete, commended—Act 39, SJR 23 47

Quick, Clete, commended—Act 425, SJR 6 566

RALPH WYATT ADAMS NATIONAL GUARD ARMORY

Designation of buildings, roads and bridges, 'Ralph Wyatt Adams National Guard Armory' in Troy named—Act 494, H. 503	646
Designation of buildings, roads and bridges, 'Ralph Wyatt Adams National Guard Armory' in Troy named—Act 205, HJR 425	273

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5th Jud. Cir. (Chambers, Macon, Randolph, Tallapoosa Cos.), chief deputy dist. atty., duties and comp.—Act 630, H. 915	939
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Chambers Co., co. comm. auth. hire prop. reappraisal personnel—Act 184, H. 602	253
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Coffee Co., co. comm., auth. to employ appraisers, mappers, clerical personnel, maintain current evaluation of property—Act 281, H. 976	385
Counties 21,000-22,000 (Geneva Co.), co. gov. body auth. employ reappraisal personnel, Act 160, 3rd Sp. Sess. 1971 am'd.—Act 729, H. 1375	1275
Counties 21,000-22,000 (Geneva Co.), co. comm. auth. to employ prop. reappraisal personnel—Act 186, H. 671	255
Counties 56,500-59,000 (Houston Co.), ad valorem taxes, assessment and collection—Act 471, H. 657	613
Counties 56,500-59,000 (Houston Co.), property assessment, value in actual use—Act 611, H. 783	921
Counties 600,000 or more (Jefferson Co.), owner-developers, ad valorem tax exemption—Act 685, H. 1082	1200
Crenshaw Co., co. comm. auth. to employ appraisers, mappers to keep current evaluation, real and personal property—Act 365, S. 407	494
Houston Co., decrease assessment rate, Class III Property, Consti. Amend.—Act 411, H. 928	551
Inter vivos transfers void if leave transferor without means—Act 803, H. 573	1385
Medicaid, auth. transfer of assets to meet eligibility regs., Act 641, Reg. Sess. 1976 repealed—Act 649, H. 449	1099
Mobile Co., ad valorem tax, add'l. 1.25 mil levy, use for salaries of law enforcement officers—Act 575, H. 1359	762
Mobile Co., ad valorem tax, all real and personal property, Consti. Amend.—Act 412, H. 1360	552

Mountain Brook, ad valorem tax incr., Consti. Amend.—Act 721, H. 1365	1266
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REAPPRAISAL	
Coffee Co., co. comm., auth. to employ appraisers, mappers, clerical personnel, maintain current evaluation of property—Act 281, H. 976	385
Counties 21,000-22,000 (Geneva Co.), co. gov. body auth. employ reappraisal personnel, Act 160, 3rd Sp. Sess. 1971 am'd.—Act 729, H. 1375	1275
Counties 21,000-22,000 (Geneva Co.), co. comm. auth. to employ prop. reappraisal personnel—Act 186, H. 671	255
Counties 56,500-59,000 (Houston Co.), property assessment, value in actual use—Act 611, H. 783	921
Crenshaw Co., co. comm. auth. to employ appraisers, mappers to keep current evaluation, real and personal property—Act 365, S. 407	494
RECEIVING COMMERCIAL BRIBE	
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RECEIVING STOLEN PROPERTY	
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RECORDATION	
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REFUSING TO ASSIST IN FIRE CONTROL

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9th Jud. Cir. (Cherokee and DeKalb Cos.), cir. judge's sec. and
register of most populous co., salary incr.—Act 772, S. 5151329
Clay Co., co. officers, salaries, fees to co. gen. fund—Act 99,
H. 135 136
Counties 16,600-16,950 (Winston Co.), cir. ct. register, salary
supp., Act 64, 3rd Sp. Sess. 1975 am'd.—Act 610, H. 761 920

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RENDERING FALSE ALARM

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RENTZ, CHARLES E.

Rentz, Charles E., commended—Act 368, HJR 482 497

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Repton, banks, branches authorized in Conecuh Co.—Act 75,
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body auth. to fund—Act 564, H. 1321 754
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Jefferson Co., medical rescue system provided, Act 79, Sp. Sess.
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squads, tax exempt.—Act 777, H. 6831336
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Air Pollution Control Commission, Sunset Law Review, con- tinued existence—Act 108, HJR 178	142
Alabama Poultry Products Week, designated—Act 395, HJR 536	519
Alabama Securities Commission, Sunset Law Review, continued existence—Act 104, HJR 132	140
Alaskan Gas Pipeline, St. of Alaska memorialized to support— Act 1, HJR 5	13
Allen, Joseph Henry, death mourned—Act 303, HJR 474	404
Andalusia High School football team, commended—Act 134, SJR 268	197
Andalusia High School football team, commended—Act 159, HJR 329	219
Anderson, Mary Julie, commended—Act 138, SJR 277	201
Arrington, Dr. Richard, commended—Act 385, HJR 511	511
Austin High School of Decatur, staff and students commended— Act 433, SJR 330	575
Avinger, C. E. 'Butch', commended—Act 225, HJR 438	296
Bailey, Allen Wilbert, death mourned—Act 421, SJR 2	562
Barnett, Densel, Smith, Cleveland, Bowling, Billy Ray and Smith, Coleman, commended—Act 434, SJR 331	576
Baty, Miss Jeri Ann, commended—Act 657, HJR 604	1116
Bear Creek watershed and flood control project, U. S. Congress and President urged to continue—Act 170, HJR 377	230
Beasley, Monroe J., Sr., commended—Act 660, SJR 363	1119
Beef, U.S. Congress memorialized re labeling of—Act 390, SJR 314	515
Bender, Doris, congratulated—Act 15, HJR 45	23
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Boone, Aubrey S., commended—Act 62, HJR 96	68
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Bragg, Barbara, commended—Act 163, HJR 368	223
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Brookshire, Roger, death mourned—Act 13, HJR 35	21
Brown, Rev. Robert E., commended—Act 168, HJR 354	228
Brown, Rickey, commended—Act 345, SJR 322	464
Brunner, Helen, commended—Act 247, HJR 471	324
Bryan, Kenneth, congratulated—Act 438, SJR 338	579
Bryant, Anita, commended—Act 366, HJR 447	495
Buckner, C. Dennis, commended—Act 224, HJR 437	295
Burgess, Cheryl, commended—Act 92, HJR 99	131
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Butler High School S.G.A., commended—Act 95, HJR 104	133
Camden St. Park changed to Roland Cooper St. Park—Act 460, HJR 567	599
Chambers, Frank H., death mourned—Act 307, HJR 498	408
Charles Henderson High School Debate Team, commended—Act 219, HJR 414	291
Childersburg High School Baseball Team, commended—Act 32, SJR 19 1st Sp. Sess.	1443
Clark, William M., commended—Act 86, HJR 69	125
Claybrook, C. W., commemorated—Act 646, SJR 354	1095
Cleveland, Dr. M. C., commended—Act 19, HJR 13	28
Coal surface mining, congress memorialized to leave regulation to st. gov't—Act 430, SJR 281	572
Colleges and universities, directed to study Pres. Carter's energy plan—Act 7, HJR 32 1st Sp. Sess.	1414
Columbia exchange students, welcomed—Act 367, HJR 455	496
Commission on Intergovernmental Cooperation, Sunset Law Review, terminated—Act 117, HJR 314	147
Compton, Col. Louis J., death mourned—Act 158, HJR 326	218
Conn, Frances, commended—Act 10, HJR 20	19
Constitutional amendments, proposed in 1977, Reg. Sess., consolidated election date of Sept. 13, 1977—Act 2, SJR 4 2nd Sp. Sess.	1535
Cook, Diane McBrooms and Chris, death mourned—Act 393, HJR 531	518
Cooper, Gary, commended—Act 461, HJR 568	600
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Cooper, Roland, death mourned—Act 454, SJR 352	594
Cope, R. E. L., II, death mourned—Act 431, SJR 327	573
Corbin, Michael, death mourned—Act 392, HJR 530	517
Cosmetology Board, Sunset Law Review, continued existence—Act 112, HJR 207	145
Cottier, Dr. G. J., commended—Act 420, HJR 552	561
Craig Air Force Base closing, President Carter urged to intervene—Act 173, HJR 387	233
Craig Air Force Base, President Carter memorialized regarding closing—Act 338, SJR 309	458
Crichton Optimist Club, commended—Act 44, SJR 14	53
Danville High School basketball team, commended—Act 218, HJR 412	290
Davis, Mrs. Daisy B., commended—Act 666, HJR 614	1130
Day, Howard Russell, commended—Act 143, HJR 373	206
DeKalb Co., Road and Bridge Advisory Board, created—Act 387, HJR 109	513
Deshler High School wrestling team, commended—Act 308, HJR 512	409
Designation of buildings, roads and bridges, 'Clarence E. Chestnut, Jr. Bypass' on Ala. Highway 68 designated—Act 442, SJR 342	583
Designation of buildings, roads and bridges, 'Red Bud Drive' named on section Ala. Highway 20—Act 388, HJR 390	514
Designation of buildings, roads and bridges, 'Volker Hall' at Univ. of Ala.—B'ham., designated—Act 440, SJR 340	581
Designation of buildings, roads and bridges, 'Wood Acres Drive' portion of County Road 3 in Baldwin Co. desig.—Act 443, SJR 343	584
Designation of buildings, roads and bridges, 'Blakeley Drive', portion of U. S. 31 named—Act 457, HJR 360	597
Designation of buildings, roads and bridges, 'Gilmer-Turnham Building' named at Auburn University—Act 452, SJR 349	593

Designation of buildings, roads and bridges, 'Ralph Wyatt Adams National Guard Armory' in Troy named—Act 205, HJR 425	273
Designation of buildings, roads and bridges, 'Chapel of Pi Tau Chi' named at Athens State College—Act 118, HJR 110	148
Designation of buildings, roads and bridges, 'Walter C. Givhan Parkway' on U. S. Highway 80 designated—Act 429, SJR 12	571
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Designation of buildings, roads and bridges, 'Old Spanish Fort Boulevard', portion of U. S. Highway 31 named—Act 456, HJR 359	596
Designation of buildings, roads and bridges, 'Old Spanish Trail' portion of U.S. 90 named—Act 455, HJR 358	596
Designation of buildings, roads and bridges, 'Veterans Memorial Bridge' designated on portion of U. S. 231—Act 459, HJR 529	598
Designation of buildings, roads and bridges, 'Henry David Riley Bridge' named on Highway 49—Act 28, HJR 53	38
Designation of buildings, roads and bridges, 'Cudworth Hall' at Univ. of Ala. at B'ham. designated—Act 439, SJR 339	580
Designation of buildings, roads and bridges, 'Fort Quarles-Flowers Armory' in Decatur named—Act 441, SJR 341	582
Designation of buildings, roads and bridges, 'C. L. Torbert, Jr. Parkway', portion of Ala. Hwy. 50 named in Lafayette—Act 15, SJR 11 1st Sp. Sess.	1423
Designation of buildings, roads and bridges, 'C. L. Torbert, Jr. Parkway', portion of Ala. Hwy. 50 named in Lafayette—Act 8, HJR 33 1st Sp. Sess.	1415
Designation of buildings, roads, and bridges, 'Kenneth E. Johnson Environmental and Energy Center' named at University of Ala.—Huntsville—Act 33, HJR 66	43
Dominick, Judge W. Aubrey, commended—Act 246, HJR 470	323
Dominick, Sen. Richard, death mourned—Act 47, SJR 241	56
Doss, John Leslie, Sr., death mourned—Act 136, SJR 272	199
Dothard, Col. E. C., commended—Act 4, HJR 6	14
Dozier, Bill, commended—Act 386, HJR 513	512
Drake, Rep. and Mrs. Tom, congratulated—Act 200, HJR 401	268
Drake, Rep. and Mrs. Tom, congratulated—Act 172, HJR 385	232
Dunn, William R. J., Jr., death mourned—Act 142, SJR 290	205
Eaton, Mildred Blackwell, death mourned—Act 29, SJR 14 1st Sp. Sess.	1440
Eddens, Curt, death mourned—Act 12, HJR 34	21
Ellis, Watt A., commended—Act 517, SJR 333	682
Elmore County High School football team, commended—Act 26, HJR 48	36
Entomologists, Horticulturists, Floriculturists, and Tree Surgeons, Sunset Law Review, continued existence—Act 111, HJR 182	144
Erdreich, Ben, commended—Act 383, HJR 509	509
Ethics Commission, Sunset Law Review, continued existence—Act 115, HJR 297	146
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Faulkner, Joseph, commended—Act 132, SJR 264	196
Flanagan, Esley Mullenax, death mourned—Act 83, HJR 55	121
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Flippo, Congressman Ronnie, wished speedy recovery—Act 76, SJR 21 1st Sp. Sess.	1504

Fort Morgan, Ala. Historical Comm. directed to honor commitment regarding boat launching and fishing facilities—Act 34, HJR 80 1st Sp. Sess.	1444
Fottler, Dr. Myron D., commended—Act 458, HJR 476	597
Frizzle, Cecil, death mourned—Act 661, SJR 365	1120
Gant, Geraldine, commended—Act 374, HJR 495	502
Gant, Glenn, commended—Act 373, HJR 494	502
Garrett, John A., commended—Act 67, SJR 251	74
Garrett, Mack, commended—Act 130, SJR 263	194
George Lindsey Day, designated—Act 432, SJR 329	574
Gilliland, Rev. Freeman, death mourned—Act 344, SJR 321	463
Glance, Harvey, commended, continuing Interim Committee on Finance and Taxation abolished, Act 949, Reg. Sess. 1975 repealed—Act 635, HJR 621	944
Gordo High School band, commended—Act 77, SJR 23 1st Sp. Sess.	1505
Gothard, Andy, commended—Act 369, HJR 488	498
Graves, Dr. Benjamin B. and Univ. of Ala.—Huntsville, commended for estb. Dr. Wernher Von Braun Science Chair—Act 5, SJR 7, 2nd Sp. Sess.	1538
Grant, Wesley, commended—Act 25, SJR 10 1st Sp. Sess.	1436
Griffith, Judge Kenneth Johnson, death mourned—Act 446, HJR 559	587
Grisson High School distance runners, commended—Act 42, SJR 11	50
Grisson High School Key Club, commended—Act 405, HJR 547	527
Haralson, Judge W. J., death mourned—Act 196, HJR 374	264
Haralson, Judge W. J., death mourned—Act 396, SJR 311	519
Harden, Wilbur, commended—Act 450, SJR 347	591
Harris, Harry, commended—Act 28, HJR 69 1st Sp. Sess.	1439
Hartley, Dr. Bill, commended—Act 156, HJR 111	217
Harvey, Osborne Samuel, death mourned—Act 87, HJR 85	126
Hayden, Mayor Andrew, commended—Act 378, HJR 502	505
Henderson, Capt. John G., congratulated—Act 137, SJR 275	200
Henderson, Danita, commended—Act 242, HJR 457	320
Herring, David, commended—Act 382, HJR 508	508
Higginbotham, Sen. G. J., commended—Act 94, HJR 103	132
Higgins, S. O., commended—Act 6, HJR 15	16
Hill, Dr. S. Richardson, commended—Act 18, HJR 12	26
Hill, Herbert A., death mourned—Act 3, HJR 26 1st Sp. Sess.	1411
Hitt, Kathy, commended—Act 243, HJR 458	321
Hodges, Louis, death mourned—Act 198, HJR 396	266
Hodgson, William M., death mourned—Act 445, SJR 345	586
Hoit, Robert N., death mourned—Act 146, SJR 276	209
Hokes Bluff High School baseball team, commended—Act 26, SJR 13 1st Sp. Sess.	1437
Holloway, Admiral James L. III, invited to address legislature—Act 121, SJR 266	188
Human rights and emigration policies, U.S.S.R. condemned regarding—Act 35, SJR 17	44
Hyde, William L., commended—Act 375, HJR 496	503
Industrial Relations Dept., Sunset Law Review, continued Existence—Act 101, HJR 128	138
Irons, Dr. George V., induction in Ala. Sports Hall of Fame urged—Act 31, SJR 17 1st Sp. Sess.	1442
Isbell, Dr. Euclid A., death mourned—Act 6, SJR 7 1st Sp. Sess.	1413
Jefferson State University girls gymnastic team, commended—Act 221, HJR 429	292
John Jones Elementary School, safety patrol volunteers, commended—Act 659, SJR 362	1118
Johnson, Amelia, commended—Act 162, HJR 365	222

Johnson, Dr. Kenneth E., death mourned—Act 49, SJR 244	58
Johnson, Dr. Kenneth E., death mourned—Act 84, HJR 67	122
Joint Interim Committee on Finance and Taxation, Sunset Law Review, continued existence—Act 116, HJR 308	147
Jones, Coach Joe, commended—Act 51, HJR 75	60
Jones, Dr. Walter B., death mourned—Act 647, SJR 356	1096
Jones, Robert W., commended—Act 223, HJR 434	294
Jordan, Rev. Thomas E., commended—Act 376, HJR 500	504
Judiciary Committees, jt. meetings called for reports on privacy and security from Ala. Criminal Justice Information Center Commission—Act 68, SJR 252	76
Karrh, Mrs. Mack, commended—Act 370, HJR 489	499
Kelley, Rep. and Mrs. Phillip B., congratulated—Act 11, HJR 48 1st Sp. Sess.	1419
Killian, Paul H., death mourned—Act 343, SJR 320	462
Kilpatrick, Melvin Camp, death mourned—Act 129, SJR 261	194
Kimbrough, Hubert, commended—Act 33, HJR 19 1st Sp. Sess.	1443
Klein, David, death mourned—Act 164, HJR 371	224
Kunstel, Marcia, commended—Act 428, SJR 9	570
Kunstel, Marcia, commended—Act 45, SJR 16	53
Labor Dept., Sunset Law Review, continued existence—Act 103, HJR 131	139
Lamoreaux, Dr. Philip E., commended—Act 11, HJR 23	20
Law enforcement officers, subsistence allow., intent of Leg. regarding income tax treatment—Act 27, SJR 16 1st Sp. Sess.	1438
LeCroy, Mrs. Avoline, commended—Act 654, HJR 577	1114
Lee High School Band of Huntsville, commended—Act 50, SJR 245	59
Lee, Ben Rogers, commended—Act 451, SJR 348	592
Legislative Committees, interim committee to study tax struc- ture and distribution of tax revenue, time of report—Act 59, HJR 90	66
Legislators, useless mailing by state agencies to, condemned— Act 765, HJR 522	1323
Legislature, adjournment, meeting date—Act 4, HJR 28 1st Sp. Sess.	1412
Legislature, adjournment, meeting date—Act 2, HJR 12 1st Sp. Sess.	1411
Legislature, adjournment, meeting days—Act 58, HJR 88	66
Legislature, adjournment, meeting days—Act 34, HJR 71	44
Legislature, committee named to notify Gov. of Legis. Session— Act 2, HJR 2	14
Legislature, committee named to notify Gov. Leg. in Session— Act 1, HJR 2 1st Sp. Sess.	1411
Legislature, Joint Session to hear Governor's address—Act 3, HJR 3	14
Legislature, meeting date, adjournment sine die—Act 14, HJR 55 1st Sp. Sess.	1423
Legislature, meeting day—Act 394, HJR 535	518
Leonard, Judge G. Kyser, commended—Act 63, HJR 21	69
Leonard, Vanessa, commended—Act 249, HJR 477	326
Lewis, Clinton, death mourned—Act 29, HJR 59	38
Lewis, Karen, commended—Act 38, SJR 21	46
Lewis, Rep. Rufus, commended—Act 30, HJR 61	39
Library Day, designated—Act 140, SJR 288	204
Limestone Co., elected officials commission estb.—Act 436, SJR 335	577
Lindsey, George, commended—Act 305, HJR 485	406

Liquefied Petroleum Gas Board, Sunset Law Review, continued	
existence—Act 106, HJR 162	141
Lowe, Arlene, commended—Act 380, HJR 506	507
Lowe, Wayne M., death mourned—Act 128, SJR 260	193
Lucas, Gail, commended—Act 244, HJR 459	321
Lutz, Mrs. Gray B., death mourned—Act 202, HJR 416	269
Mars Hill Bible School Baseball Team, commended—Act 24, SJR 8 1st Sp. Sess.	1436
Mars Hill Bible School Baseball Team, commended—Act 13, HJR 40 1st Sp. Sess.	1422
Marshall, Mrs. Jo, commended—Act 656, HJR 602	1115
Martin, J. C., commended—Act 18, HJR 41 1st Sp. Sess.	1426
Martin, Rev. Edward, commended—Act 377, HJR 501	504
Martin, W. L., commended—Act 241, HJR 456	319
Mathews, Dr. F. David, commended—Act 427, SJR 8	568
Mayfield, Herman C., death mourned—Act 9, HJR 37 1st Sp. Sess.	1416
Mayfield, Margaret, commended—Act 5, SJR 6 1st Sp. Sess.	1412
Mays, Willie, commended—Act 69, SJR 254	76
Mayton, E. L., commended—Act 4, SJR 6—2nd Sp. Sess.	1537
McDaniel, James W., death mourned—Act 153, SJR 297	215
McIntosh Academy, commended—Act 56, HJR 80	64
McIntosh Union High School, commended—Act 57, HJR 81	65
McLean, Sister Mary Adrian, commended—Act 304, HJR 475	405
Medicare and Medicaid programs, select jt. legislative study committee, time of reporting and dissolution extended—Act 22, SJR 240	32
Medicare and Medicaid, select joint committee to study costs extended—Act 768, HJR 492	1326
Millbrook Festival, desig. Montgomery area official armed forces day celebration—Act 14, HJR 36	22
Mills, Jeremy, commended—Act 135, SJR 270	198
Mitchell, Charles R., appointment to T.V.A. board—Act 21, SJR 22	31
Montgomery police and street depts., commended—Act 5, HJR 7	15
Morgan Co. High School archery team, commended—Act 89, HJR 92	128
Morgan Co. volunteer rural fire fighters, commended—Act 161, HJR 361	221
Morris, Chief W. C., commended—Act 341, SJR 316	460
Motor vehicles, sp. permits to move, intent of Leg. that Act 775, Reg. Sess. 1977 not apply to agriculture and farm equip.—Act 78, SJR 24 1st Sp. Sess.	1506
Murphy High School football team, commended—Act 85, HJR 68	123
National Assoc. of Black Manufacturers, Inc., commended—Act 667, HJR 619	1131
Neighbors, J. B., commended—Act 61, HJR 95	67
Nelson, Leon, commended—Act 54, HJR 78	63
Nelson, Morris, commended—Act 152, SJR 296	214
Newman, John H., death mourned—Act 655, HJR 579	1114
Newton, C. M., commended—Act 336, SJR 304	456
Newton, C. M., commended—Act 203, HJR 417	271
Nihart, David A., commended—Act 147, SJR 280	209
Nolan, Lynda Sue, commended—Act 306, HJR 491	407
Norton, Lois Jewel Mintz, death mourned—Act 658, SJR 361	1117
O'Brien, John Edward, death mourned—Act 27, HJR 49	37
Oakley, Jim, Jr., commended—Act 216, HJR 410	289

Oxford High School girls gymnastics team, commended—Act 90, HJR 97	129
Parker, Carla, congratulated—Act 222, HJR 431	293
Patrick, Mike, death mourned—Act 422, SJR 3	563
Patterson, W. O., death mourned—Act 17, HJR 56 1st Sp. Sess.	1425
Patton, Miss Alta Chapman, commended—Act 648, SJR 359	1098
Paulk, James L., commended—Act 419, HJR 550	561
Payne, Joy, commended—Act 9, HJR 19	18
Phillips, Ervin A., death mourned—Act 131, SJR 262	195
Pierce, Charlie, commended—Act 381, HJR 507	508
Pittman High School football team, commended—Act 201, HJR 402	268
Poynor, Wilmer S., death mourned—Act 36, SJR 18	45
Priester, Joseph Thomas, Sr., death mourned—Act 127, SJR 246 ..	192
Proctor, Janice, commended—Act 25, HJR 44	35
Purvis, Sheriff Tom, commended—Act 16, HJR 46	24
Quick, Clete, commended—Act 425, SJR 6	566
Quick, Clete, commended—Act 39, SJR 23	47
Rentz, Charles E., commended—Act 368, HJR 842	497
Revenue Dept., urged install toll free income tax information telephone number—Act 389, HJR 428	515
Revised probate code, legislative committee created to study— Act 326, SJR 247	427
Rhodes, Pamela, commended—Act 653, HJR 576	1113
Rice, Louise, commended—Act 437, SJR 337	578
Rombokas, Jim and Whitlow, Gary, commended—Act 41, SJR 236	49
Rotunda Telephone Operators, commended—Act 348, SJR 325	466
Roy, Mrs. Theresia, commended—Act 806, SJR 358	1398
Russellville High School Band, commended—Act 70, SJR 256	77
Sartain, Lorene, commended—Act 372, HJR 493	501
Secretaries' Week, recognized—Act 141, SJR 289	204
Selma High School Basketball Team, commended—Act 220, HJR 427	292
Selma High School Basketball Team—commended—Act 334, SJR 302	454
Sewell, Joe, commended—Act 37, SJR 19	46
Shaw, John S., commended—Act 19, HJR 73 1st Sp. Sess.	1427
Smith, General Ivan Ray, commended—Act 342, SJR 318	461
Speer, Ralph, death mourned—Act 424, SJR 5	565
Stabler, Ken, commended—Act 46, SJR 239	54
Stallworth, Isaac Frank, death mourned—Act 75, SJR 20 1st Sp. Sess.	1503
Starr, Bart, commended—Act 444, SJR 344	584
State Board of Examiners of Speech Pathology and Audiology, Sunset Law Review, continued existence—Act 107, HJR 177	142
State Board of Veterinary Medical Examiners, Sunset Law Review, continued existence—Act 110, HJR 181	143
State Judicial Compensation Commission, salary and expense allowances report, rejected—Act 435, SJR 334	577
State Judicial Compensation Commission, salary and expense allowances report, rejected—Act 449, HJR 336	590
State officers and employees, travel and expense allow. incr.— Act 406, HJR 466	528
State Telephone Operators, commended—Act 347, SJR 324	465
Stewart, Vaughn, commended—Act 48, SJR 242	57
Strong, Jo, commended—Act 349, SJR 326	467
Taylor, Dr. W. H., commended—Act 171, HJR 379	231

Taylor, Rep. and Mrs. Hubert, congratulated—Act 245, HJR 468	322
Tennessee-Tombigbee Waterway Project, president memorialized to continue—Act 150, SJR 293	212
Tennessee-Tombigbee Waterway Project, president memorialized to continue—Act 139, SJR 287	202
Tennessee-Tombigbee Waterway, President Carter commended for continuing—Act 379, HJR 504	506
Terry, Tommie E., death mourned—Act 339, SJR 310	458
Thigpen, Dr. Richard, commended—Act 426, SJR 7	567
Thomas, Rutledge S., commended—Act 52, HJR 76	61
Thompson High School basketball team, commended—Act 226, HJR 441	298
Thompson, Charlie, commended—Act 167, HJR 342	228
Thornton, Mike, death mourned—Act 423, SJR 4	564
Thorsby High School basketball team, commended—Act 215, HJR 362	288
Toland, Judge John Bunyan, commended—Act 24, HJR 43	34
Toolen, Archbishop Thomas J., death mourned—Act 43, SJR 13	50
Torbert, Shealy, commended—Act 250, SJR 308	327
Tornadoes, select joint legislative committee created—Act 227, HJR 446	298
Troy State University football team, commended—Act 160, HJR 343	220
Troy State University golf team, commended—Act 10, HJR 47 1st Sp. Sess.	1418
Turnham, Joseph R., commended—Act 337, SJR 305	457
Tuscaloosa High School classes from 1945, 1946, and 1947, commended—Act 79, SJR 25 1st Sp. Sess.	1506
University of Alabama basketball team, commended—Act 204, HJR 418	272
University of Alabama basketball team, commended—Act 335, SJR 303	455
University of Alabama—B'ham., encouraged to consider basketball team—Act 453, SJR 350	594
University of Alabama—Huntsville, basketball team, commended—Act 154, SJR 298	215
University of Alabama—Huntsville, wind ensemble commended—Act 155, SJR 299	216
University of North Alabama basketball team, commended—Act 197, HJR 391	265
University of North Alabama, basketball team, commended—Act 149, SJR 292	211
Ussery, Norman F., commended—Act 151, SJR 295	213
Ussery, Norman F., commended—Act 174, HJR 405	234
Vann, Mayor David, commended—Act 384, HJR 510	510
Venerable, Julius Thomas, death mourned—Act 391, HJR 521	516
Von Braun, Dr. Wernher, death mourned—Act 3, SJR 5 2nd Sp. Sess.	1536
Wallace, Cright Billy, commended—Act 371, HJR 490	500
Walter Wellborn High School football team, commended—Act 93, HJR 100	131
Washington Co., Government Study Commission created—Act 665, HJR 541	1129
Weaver High School marching band, commended—Act 91, HJR 98	130
Wendland, Milton A., commended—Act 60, HJR 94	67
West Morgan High School basketball team, commended—Act 217, HJR 411	289
Westminster Christian High School basketball team, commended—Act 133, SJR 265	197

Whatlev, Dr. Booker Tillman, commended—Act 88, HJR 91	127
White Plains High School football team, commended—Act 8, HJR 17	17
Whitehead, Rev. Claude, commended—Act 157, HJR 112	218
Whitmire, Elizabeth, commended—Act 148, SJR 236	210
Whitson, Mrs. Love D., commended—Act 462, HJR 569	601
Willis, Lt. Henry E., commended—Act 16, HJR 58 1st Sp. Sess.	1424
Willoughby, John Ed., commended—Act 32, HJR 64	42
Winston Co. Chittlin' Supper, noted—Act 199, HJR 398	267
Wood, James Pinkney, death mourned—Act 346, SJR 323	465
Yeager, Curtis E., death mourned—Act 30, SJR 15 1st Sp. Sess.	1441
Young, William, commended—Act 7, HJR 16	16

RETIREMENT, PENSIONS AND RELIEF SYSTEMS

Ala. Peace Officers Annuity and Benefit Fund, death benefits, rights, Act 999, Reg. Sess. 1969 am'd.—Act 37, S. 36 1st Sp. Sess.	1448
Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	985
Auburn Univ. Cooperative Extension Service, partial participation in employees' retirement system—Act 807, H. 442	1399
Birmingham Fire Dept., retirement system, definitions, Act 217, Sp. Sess. 1966 am'd.—Act 702, H. 443	1240
Cities 250,000 or more (B'ham), certain retired public employees, hospitalization insurance—Act 750, S. 878	1289
Cities 250,000 or more (B'ham), certain retired employees, hospitalization insurance—Act 716, H. 1342	1258
Cities, 250,000 or more (B'ham), city employees, retirement system apply Civil Defense and Civic Center employees—Act 717, H. 1343	1259
Cities 250,000 or more (B'ham), retirement system, further define 'basic monthly earnings', 'monthly salary', 'final average salary', Act 929, Reg. Sess. 1951 am'd.—Act 709, H. 1221	1251
Dothan, pension and retirement system alt., Act 103, Reg. Sess. 1953 am'd.—Act 543, H. 1252	711
Employees' Retirement System, creditable service for time spent with Nat'l. Youth Admin. during W. W. II—Act 634, S. 464	943
Etowah Co., probate judge, retirement benefits—Act 614, H. 1170	927
Governor's councillor, position created, salary—Act 596, H. 778	797
Jefferson Co., Employee Retirement Systems, funding and contracting, Act 497, Reg. Sess. 1965 am'd.—Act 690, H. 1290	1208
Jefferson Co., pension system, Act 497, Reg. Sess. 1965 am'd.—Act 691, H. 1325	1210
Jefferson Co., public employees, pension system, superannuation, Act 497, Reg. Sess. 1965 am'd.—Act 693, S. 880	1217
Montgomery Co., retirement system reopened to certain reemployed members, Act 356, Reg. Sess. 1973 am'd.—Act 618, H. 1048	930
Montgomery, employees retirement system reopened to certain persons—Act 415, S. 653	555
Phenix City, Pension and Relief System, firemen and policemen, further reg., Act 13, Reg. Sess. 1947 am'd.—Act 361, H. 1180	481
Prichard, retirement system, change effective date, Act 929, Reg. Sess. 1975 am'd.—Act 495, H. 549	647
Supernumeraries, license commissioner, tax collector, tax assessor, qualifications and compensation, Act 755, Reg. Sess. 1967 am'd.—Act 309, H. 32	410
Tuscaloosa Co., sheriff's dept. employees, retirement benefits—Act 360, H. 1166	479

23rd Jud. Cir., (Madison Co.), exempted from retired and supernumerary circuit judges supp. payment benefits, Act 1024, Reg. Sess. 1973 am'd.—Act 511, S. 621	673
REVENUE COMMISSIONER	
Pickens Co., created unified tax assessment and collection system, Co. Rev. Commissioner estb.—Act 514, S. 738	679
REVENUE DEPARTMENT	
Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	991
Coal, severance tax, collection by Revenue Dept., distrib. to cos. and muns. where severed, local taxes prohibited—Act 598, H. 643	799
Revenue Dept., division chiefs to receive salary of atty. III supervisor—Act 413, H. 33	553
Revenue Dept., urged install toll free income tax information telephone number—Act 389, HJR 423	515
State funds, investment reg., Act 3, Reg. Sess. 1967 am'd.—Act 45, S. 102 1st Sp. Sess.	1460
State income tax deduction, aggregate of net operating loss carryover plus net operating loss carrybacks—Act 594, H. 715	793
REWARDS	
Rewards for rearrest or apprehension of felons, Tit. 15, Sec. 45 am'd.—Act 641, H. 419	1089
Rewards for specified crimes increased, Tit. 15, Sec. 44 am'd.—Act 642, H. 420	1089
RHODES, PAMELA	
Rhodes, Pamela, commended—Act 653, HJR 576	1113
RICE, LOUISE	
Rice, Louise, commended—Act 437, SJR 337	578
RICHMOND PEARSON HOBSON MEMORIAL BOARD	
Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	978
RIGHT-TO-READ	
Appropriation for support, maintenance and dev. of public education—Act 637, H. 482	1026
RILEY, HENRY DAVID	
Designation of buildings, roads and bridges, 'Henry David Riley Bridge' named on Highway 49—Act 28, HJR 53	38
RIOT	
Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	893
RIOT, INCITING TO	
Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	893
RIVERS	
Buttahatchee River Dev. Auth., Incorp., issuance of bonds—Act 262, H. 139	347
Tennessee-Tombigbee waterway project, president memorialized to continue—Act 139, SJR 287	202
Tennessee-Tombigbee waterway project, president memorialized to continue—Act 150, SJR 293	212

ROADS—(See Highways, Roads and Bridges)

ROBBERY

Criminal Code, offenses defined, punishment fixed—Act 607,
S. 33 862

ROBERT M. KELLEY, JR. NATIONAL GUARD ARMORY

Designation of buildings, roads and bridges, 'The Robert M.
Kelley Jr. National Guard Armory' at Guntersville named—
Act 766, H. 669 1324

ROLAND COOPER STATE PARK

Camden St. Park name changed to Roland Cooper St. Park—
Act 460, HJR 567 599

ROMBOKAS, JIM

Rombokas, Jim and Whitlow, Gary, commended—Act 41,
SJR 236 49

ROSTER OF THE HOUSE OF REPRESENTATIVES

OF ALABAMA 1600

ROSTER OF THE SENATE OF ALABAMA 1598

ROY, THERECIA

Roy, Mrs. Theresia, commended—Act 806, SJR 358 1398

RUSSELL COUNTY

Cities 23,000-27,000 (Phenix City), council-manager form of
gov't. adoption, procedure—Act 71, H. 114 78
Counties 42,000-49,500 (Russell Co.), airport zoning regs., estb.
and enforcement—Act 362, H. 1190 482
Phenix City, hospital commission abolished, Act 17, Reg. Sess.
1947 repealed—Act 357, H. 1112 477
Russell Co., barbers, brought under st. bd., Act 403, Reg. Sess.
1971 am'd.—Act 404, S. 717 527

RUSSELLVILLE HIGH SCHOOL

Russellville High School band, commended—Act 70, SJR 256 77

S. D. BISHOP STATE JUNIOR COLLEGE

Appropriation for support, maintenance and dev. of public
education—Act 637, H. 482 1033

SALES

Cities 250,000 or more (B'ham), auth. sell stolen, abandon, lost
personal property—Act 328, H. 462 431

SAMSON, CITY OF

Samson, corp. limits alt.—Act 722, H. 1366 1267

SARTAIN, LORENE

Sartain, Lorene, commended—Act 372, HJR 493 501

SATSUMA, CITY OF

Satsuma, corp. limits alt.—Act 193, H. 836 261

SCHOLARSHIPS

Dentistry, Scholarship Loan and Awards Program, approp., Bd
of Dental Scholarship Awards estb., Act 793, Reg. Sess.
1965 repealed and superseded—Act 662, H. 843 1121
Medical Ed., Scholarship Program, approp., Bd. of Medical
Scholarship Awards estb., Act 278, 1st Sp. Sess. 1965
repealed and superseded—Act 663, H. 844 1125

Nurses, graduate education, St. Scholarship Program, approp.— Act 68, S. 2 1st Sp. Sess.	1491
SCHOOL BUS DRIVERS	
Appropriation for support, maintenance and dev. of public edu- cation—Act 637, H. 482	1026
Educational support personnel and school bus drivers in public schools and at Ala. Inst. for Deaf and Blind, sick leave— Act 208, H. 89	275
SCHOOLS	
Ala. Inst. for Deaf and Blind, appt. of Bd. of Trustees, Tit. 52, Sec. 520 am'd.—Act 591, S. 269	786
Appropriation for support, maintenance and dev. of public edu- cation—Act 637, H. 482	1020
Code Commissioner, directed to correct error, regarding min. school program, Tit. 16, Sec. 16-13-56, Code of Alabama 1975 am'd.—Act 187, H. 717	256
Counties 10,660-10,900 (Coosa Co.), textbooks used in schools, reg.—Act 315, H. 944	417
Counties 300,000-600,000 (Mobile Co.), Co. Bd. of School Com- missioners, add'l. expense allow.—Act 58, H. 201 1st Sp. Sess.	1478
Counties 300,000-600,000 (Mobile Co.), next public school con- structed be named for John L. LeFlore—Act 781, H. 834	1346
Counties 600,000 or more (Jefferson Co.), school calendar, pro- cedure for change—Act 46, H. 75 1st Sp. Sess.	1462
Driver Education and Training Fund, allocation of funds extended to any educational institution, Act 1137, Reg. Sess. 1973 am'd.—Act 501, H. 1	657
Educational support personnel and school bus drivers in public schools and at Ala. Inst. for Deaf and Blind, sick leave— Act 208, H. 89	275
Selma, City School Bd., appt.—Act 513, S. 737	678
Teacher units, daily attendance computations altered, Tit. 52, Sec. 215(A4) am'd.—Act 253, H. 316	330
Teachers, sick leave accumulation, Tit. 52, Secs. 136 and 197 am'd.—Act 802, H. 172	1383
Trade School for prison system, transferred to St. Bd. of Ed., Act 110, 1st Sp. Sess. 1965 am'd.—Act 603, S. 348	808
SECRETARIES' WEEK	
Secretaries' Week, recognized—Act 141, SJR 289	204
SECRETARY OF STATE	
Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	994
SECURITIES	
Insurance, reg. investment of companies—Act 408, S. 264	530
SECURITIES COMMISSION	
Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	994
SECURITY INTEREST	
Motor vehicles, certificate of title, copy of security interest document not required for application or perfection of security interest, Act 765, Reg. Sess. 1973 am'd.—Act 252, H. 106	329

SELF-DEFENSE

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	822
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SELMA HIGH SCHOOL

Selma High School Basketball Team, commended—Act 334, SJR 302	454
Selma High School Basketball Team, commended—Act 220, HJR 427	292

SELMA, CITY OF

Craig Air Force Base closing, President Carter urged to inter- vene—Act 173, HJR 387	233
Selma, City School Bd., appt.—Act 513, S. 737	678

SENTENCING

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	833
Alabama Worthless Check Act, altered, penalties for violation, restitution required—Act 795, H. 646	1375
Crimes involving bodily harm, serve sentence w/o parole—Act 639, H. 383	1087

SERVICE

Service of Process under Ala. Rules of Civil Procedure unless otherwise provided, Act 20, Reg. Sess. 1977 am'd.—Act 669, S. 855	1143
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SEWELL, JOE

Sewell, Joe, commended—Act 37, SJR 19	46
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SEWER SYSTEMS—(See Water and Sewer Systems)**SEX CRIMES**

Criminal sexual conduct cases, witnesses prior sexual conduct inadmissible—Act 251, H. 380	328
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SEXUAL ABUSE (See also Rape; Sexual Misconduct; Sodomy)

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	845
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SEXUAL MISCONDUCT

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	844
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SHAW, JOHN S.

Shaw, John S., commended—Act 19, HJR 73 1st Sp. Sess.	1427
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SHELBY COUNTY

Counties 36,500-39,200 (Shelby Co.), bailiffs, comp.—Act 65, H. 248 1st Sp. Sess.	1489
Counties 36,500-39,200 (Shelby Co.), change 'Judges of Co. Infer. Cts.' to 'Magistrates', Act 1740, Reg. Sess. 1971 am'd.—Act 313, H. 912	416
Counties 36,500-39,200 (Shelby Co.), clerk and jury comm., work schedule and comp. reg.—Act 712, H. 1280	1254
Counties 36,500-39,200 (Shelby Co.), firearms, discharging near dwellings reg., penalties—Act 61, H. 210 1st Sp. Sess.	1482
Counties 36,500-39,200 (Shelby Co.), massage parlors, licensing and reg., penalties—Act 35, H. 254 1st Sp. Sess.	1445

Counties 36,500-39,200 (Shelby Co.), year round tax assessment, probate judge req. notify tax assessor of certain deed recordings—Act 485, H. 1141	631
Shelby Co., beer tax, add'l., use for law enforcement personnel bd.—Act 788, H. 1326	1359
Shelby Co., certain branch banking permitted—Act 710, H. 1264	1252
Shelby Co., districts for fire fighting and emergency medical services—Act 62, H. 213 1st Sp. Sess.	1483
Shelby Co., districts for fire fighting and emergency medical services, fees, Consti. Amend.—Act 20, H. 214 1st Sp. Sess.	1428
Shelby Co., expense allows., certain co. officers, reg., Act 1188, Reg. Sess. 1975 am'd.—Act 615, H. 1182	927
Shelby Co., law enforcement officers, personnel bd.—Act 789, H. 1328	1363
18th Jud. Cir. (Clay, Coosa, Shelby Cos.), jurors, excused, comp.—Act 271, H. 663	374

SHERIFF (See also Law Enforcement Officers)

Approp., supp. approp. to Bd. of Corrections, Public Safety Dept., Conserv. and Nat. Resources Dept. and Gen. Fund for fiscal 1977—Act 397, H. 489	521
Bibb Co., sheriff's pistol permit fee, disposition—Act 81, H. 530	119
Butler Co., sheriff, auth. to mail subpoenas, notices of appointment, postage prepaid—Act 292, H. 1019	394
Calhoun Co., sheriff civil service system, modify, prohibited political activities, Act 384, Reg. Sess. 1969 am'd.—Act 311, H. 1033	415
Clarke Co., sheriff's pistol permit fee—Act 294, H. 1052	396
Clay Co., sheriff, salary—Act 40, H. 155 1st Sp. Sess.	1455
Cleburne Co., co. comm. and sheriff, salary incr.—Act 542, H. 1247	711
Counties 13,000-13,250 (Crenshaw Co.), sheriff's fund incr.—Act 206, S. 549	274
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Counties 57,000-61,000 (Baldwin Co.), ad valorem taxes, method of valuation—Act 319, H. 1105	421
Counties 57,000-61,000 (Baldwin Co.), volunteer fire depts., tax exempt.—Act 798, H. 668	1377
Counties 60,000-68,000 (Lee Co.), trailers, registration and identification, reg., Act 481, Reg. Sess. 1976 am'd.—Act 628 H. 1035	936
Counties 90,000-100,000 (Etowah Co.), municipal tax, malt or brewed beverages, prohib.—Act 523, H. 1109	696
Counties 115,000-150,000 (Tuscaloosa Co.), ad valorem taxes, add'l. time when real prop. may be returned or valued—Act 175, H. 47	235
Counties 600,000 or more (Jefferson Co.), annexed territory, incorp. municipalities with populations of 2,000 or more, tax exemption—Act 787, H. 1159	1357
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Gasoline tax used in aviation, rate stabilized, Tit. 51, Sec. 647 am'd.—Act 674, H. 220	1163
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Houston Co., decrease assessment rate, class III property, consti. amend.—Act 411, H. 928	551
Industrial development corps., incorp. bonds, tax exemption—Act 762, H. 42	1310
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Mobile Co., ad valorem tax, add'l 1.25 mil levy, use for salaries of law enforcement officers—Act 575, H. 1359	762
Mobile Co., ad valorem tax, add'l 1.25 mil for salary increases for fire and rescue personnel, consti. amend.—Act 21, H. 192 1st Sp. Sess.	1430
Mobile Co., ad valorem tax, all real and personal property, consti. amend.—Act 412, H. 1360	552
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Mountain Brook, ad valorem tax incr., consti. amend.—Act 721, H. 1365	1266
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THEFT OF LOST PROPERTY

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THEFT OF PROPERTY

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	852
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Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	885
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Counties 60,000-68,000 (Lee Co.), trailers, registration and identi- fication, reg., Act 481, Reg. Sess. 1976 am'd.—Act 628, H. 1035	936
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- Counties 50,000-52,500 (Cullman Co.), wild animal traps, prohib.—Act 264, H. 555 362

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- Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 893

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- Entomologists, Horticulturists, Floriculturists, and Tree Surgeons, Sunset Law Review, continued existence—Act 111, HJR 182 144

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- Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 847

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- Appropriation for support, maintenance and dev. of public education—Act 637, H. 482 1076
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- Appropriation for support, maintenance and dev. of public education—Act 637, H. 482 1077

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- Designation of buildings, roads and bridges, 'Ralph Wyatt Adams National Guard Armory' in Troy named—Act 494, H. 503 646
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- Malpractice insurance, trusts created for health care inst., Act 407, Reg. Sess. 1971 am'd.—Act 166, H. 198 226

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- Turnham, Joseph R., commended—Act 337, SJR 305 457

TURNHAM, REP. PETE

- Designation of buildings, roads and bridges, 'Gilmer-Turnham Building' named at Auburn University—Act 452, SJR 349 593

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- 6th Jud. Cir. (Tuscaloosa Co.), Deputy Dist. Attys. No. 6, position created, comp.—Act 474, H. 918 617
Cities 60,000-120,000 (Tuscaloosa), certain city employees, rec'd. benefits after injury—Act 529, H. 1103 701
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Counties 110,000-150,000 (Tuscaloosa Co.), co. officers, comp.—Act 323, H. 645 423
Counties 115,000-130,000 (Tuscaloosa Co.), sale of table wine, state regs. re sale to apply, Act 1054, Reg. Sess. 1973 am'd.—Act 527, H. 712 700

Counties 115,000-150,000 (Tuscaloosa Co.), Bd. of Registrars, regs., procedure—Act 613, H. 1289	922
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Counties 115,000-150,000 (Tuscaloosa Co.), ad valorem taxes, add'l. time when real prop. may be returned or valued—Act 175, H. 47	235
Counties 115,000-150,000 (Tuscaloosa Co.), legis. delegation, clerical assistants—Act 699, S. 334	1237
Counties 115,000-150,000 (Tuscaloosa Co.), grocery stores, Sunday operation—Act 51, H. 166 1st Sp. Sess.	1472
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Tuscaloosa Co., magistrates, non-licensed atty. may issue arrest and search warrants, Act 1205, Reg. Sess. 1975 am'd.—Act 551, H. 1288	740
Tuscaloosa Co., sheriff's dept. employees, retirement benefits—Act 360, H. 1166	479
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Tuscaloosa High School classes from 1945, 1946, and 1947, commended—Act 79, SJR 25 1st Sp. Sess.	1506
TUSCALOOSA, CITY OF	
Cities 34,000 or more, auth. constr. of parking facilities, bonds, lease facilities, contracts—Act 300, S. 431	401
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Bear Creek Watershed and Flood Control Project, U. S. Congress and president urged to continue—Act 170, HJR 377	230
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Human rights and emigration policies, U.S.S.R. condemned regarding—Act 35, SJR 17	44
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- Opportunities Industrial Centers, Employment Opportunities
for Disadvantaged, approp.—Act 590, H. 698 784

UNIFIED JUDICIAL SYSTEM

- Approp. for ordinary expenses of executive, legis. and judicial
departments, general approp.—Act 636, H. 481 952
Appropriation to Unified Judicial System for fiscal year 1976-
77, expenditure limitation removed; Act 763, Reg. Sess. 1976
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- Witnesses, attendance by those out-of-state, service, arrest—
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- Revised Probate Code, legislative committee created to study—
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UNIVERSITY OF ALABAMA

- Appropriation for support, maintenance and dev. of public
education—Act 637, H. 482 1047
University of Alabama basketball team, commended—Act 335,
SJR 303 455
University of Alabama basketball team, commended—Act 204,
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UNIVERSITY OF ALABAMA RESEARCH INSTITUTE

- Appropriation for support, maintenance and dev. of public
education—Act 637, H. 482 1022

UNIVERSITY OF ALABAMA—BIRMINGHAM

- Appropriation for support, maintenance and dev. of public
education—Act 637, H. 482 1051
Designation of buildings, roads and bridges, 'Volker Hall' at
Univ. of Ala.—B'ham., designated—Act 440, SJR 340 581
Designation of buildings, roads and bridges, 'Cudworth Hall' at
Univ. of Ala. at B'ham. designated—Act 439, SJR 339 580
University of Alabama—B'ham., encouraged to consider basket-
ball team—Act 453, SJR 350 594

UNIVERSITY OF ALABAMA—HUNTSVILLE

- Appropriation for support, maintenance and dev. of public
education—Act 637, H. 482 1058
Designation of buildings, roads, and bridges, 'Kenneth E. John-
son Environmental and Energy Center' named at University
of Ala.—Huntsville—Act 33, HJR 66 43
Graves, Dr. Benjamin B. and Univ. of Ala.—Huntsville, com-
mended for estb. Dr. Wernher Von Braun Science Chair—
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University of Alabama—Huntsville, basketball team, com-
mended—Act 154, SJR 298 215
University of Alabama—Huntsville, wind ensemble com-
mended—Act 155, SJR 299 216

UNIVERSITY OF MONTEVALLO

- Appropriation for support, maintenance and dev. of public
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UNIVERSITY OF NORTH ALABAMA

- Appropriation for support, maintenance and dev. of public
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UNLAWFUL IMPRISONMENT	
Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	840
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Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	868
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Ussery, Norman F., commended—Act 151, SJR 295	213
Ussery, Norman F., commended—Act 174, HJR 405	234
UTILITIES	
Ala. Power Co. and Southern Services Co., audit and manage- ment study, Committee on Public Utilities, appt. to direct and hire firm, approp.—Act 22, S. 56 1st Sp. Sess.	1432
Bonds, county or municipal corporations authorized to refund warrants used to fund certain utilities—Act 299, S. 66	400
Dale Co., co. comm., auth. reg. public street planning—Act 499, H. 1228	654
Drinking water regulations, St. Health Dept. to administer— Act 805, H. 293	1389
Electric cooperatives, permitted to operate or own water and sewer systems, Tit. 18, Secs. 32 and 33 am'd.—Act 577, S. 285	764
Public Service Commission, approp. for technical staff, atty. gen. to assign staff to represent consumers before commis- sion—Act 44, S. 18 1st Sp. Sess.	1458
Water work system, less than 100 customers, public service comm. denied reg.—Act 751, H. 233	1290
VANN, MAYOR DAVID	
Vann, Mayor David, commended—Act 384, HJR 510	511
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VETERANS EDUCATION BENEFITS	
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VETERANS MEMORIAL BRIDGE	
Designation of buildings, roads and bridges, 'Veterans Memorial Bridge' designated on portion of U. S. 231—Act 459, HJR 529	598
VITAL STATISTICS	
Counties 57,000-61,000 (Baldwin Co.), co. health officer or administrator auth. to issue death certificates—Act 180, H. 412	240
VOCATIONAL EDUCATION	
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Designation of buildings, roads and bridges, 'Volker Hall' at Univ. of Ala.-B'ham., designated—Act 440, SJR 340	581
VOLUNTEER FIRE DEPARTMENTS	
Counties 27,000-27,900 (Lawrence Co.), volunteer fire dept., tax exemptions—Act 256, H. 764	338
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VOLUNTEER RESCUE SQUADS	
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VON BRAUN, DR. WERNHER

Von Braun, Wernher, death mourned—Act 3, SJR 5 2nd Sp. Sess.	1536
Graves, Dr. Benjamin B. and Univ. of Ala.-Huntsville, commended for estb. Dr. Wernher Von Braun Science Chair—Act 5, SJR 7 2nd Sp. Sess.	1538

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WAKEFIELD, E. E.

State docks at Columbia, named for Mr. E. E. Wakefield—Act 719, H. 1351	1261
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WALKER COUNTY

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Counties 55,000-56,000 (Walker Co.), cir. clk., expense allow., Act 104, 1st Sp. Sess. 1971 repealed—Act 744, S. 822	1285
Counties 55,500-56,000 (Walker Co.), intermediate ct. judge, exp. allow., Act 2400, Reg. Sess. 1971 repealed—Act 741, S. 819	1284
Counties 55,500-56,500 (Walker Co.), certain co. officers, salary set, supp. abolish—Act 731, S. 759	1277
Counties 55,500-56,500 (Walker Co.), co. comm. exp. allow., Act 741, Reg. Sess. 1973 am'd.—Act 773, S. 823	1330
Counties 55,500-56,500 (Walker Co.), co. treasurer, add'l. expense allow.—Act 748, S. 876	1288
Counties 55,500-56,500 (Walker Co.), co. treasurer, exp. allow., Act 69, 3rd Sp. Sess. 1971 repealed—Act 739, S. 818	1282
Counties 55,500-56,500 (Walker Co.), court cost criminal cases—Act 792, S. 761	1373
Counties 55,500-56,500 (Walker Co.), intermediate ct. judge, exp. allow., Act 748, Reg. Sess. 1975 repealed—Act 737, S. 816	1281
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Counties 55,500-56,500 (Walker Co.), probate judge, add'l. exp. allow.—Act 749, S. 877	1288
Counties 55,500-56,500 (Walker Co.), tax collector, exp. allow., Act 926, Reg. Sess. 1971 repealed—Act 738, S. 817	1282
Counties 55,500-56,500 (Walker Co.), tax assessor, exp. allow., Act 928, Reg. Sess. 1971 repealed—Act 736, S. 815	1281
Walker Co., diesel fuel excise tax—Act 48, H. 52 1st Sp. Sess.	1466
Walker Co., gasoline tax, co. gov. body given option of collecting, Act 495, Reg. Sess. 1951 and Act 564, Reg. Sess. 1953 am'd.—Act 47, H. 51 1st Sp. Sess.	1462
14th Jud. Cir. (Walker Co.), cir. judges, salary supp.—Act 774, S. 638	1331
14th Jud. Cir. (Walker Co.), investigator for dist. atty.—Act 464, H. 1238	603
14th Jud. Cir. (Walker Co.), judges, exp. allow., Act 682, Reg. Sess. 1965 repealed—Act 742, S. 820	1284
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Walker Co. Jr. College, Tuskegee Inst., Lyman Ward Military Academy, Talladega College and Marion Inst., approp. for support and maintenance for fiscal 1977—Act 65, S. 17	72
Walker County Junior College, approp. fiscal year ending 1978—Act 536, H. 492	706

WALLACE, CRIGHT BILLY

Wallace, Cright Billy, commended—Act 371, HJR 490	500
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WALTER C. GIVHAN PARKWAY

Designation of buildings, roads and bridges, 'Walter C. Givhan Parkway' on U. S. Highway 80 designated—Act 429, SJR 12	571
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WALTER WELLBORN HIGH SCHOOL

Walter Wellborn High School Football Team, commended—Act 93, HJR 100	131
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WARRANTS

Industrial parks, counties or municipalities may act jointly or separately, warrants auth.—Act 694, H. 41	1223
Tuscaloosa Co., magistrates, non-licensed atty. may issue arrest and search warrants, Act 1205, Reg. Sess. 1975 am'd.—Act 551, H. 1288	740

WARRIOR, CITY OF

Warrior, corp. limits alt.—Act 651, H. 1098	1100
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WASHINGTON COUNTY

1st Jud. Cir. (Choctaw, Clarke, Washington Cos.) dist. atty's. fees placed in judge's and dist. atty's. fund—Act 476, H. 932	619
1st Jud. Cir. (Choctaw, Clarke, Washington Cos.), judges, exp. allow.—Act 63, H. 225 1st Sp. Sess.	1488
Counties 16,000-16,250 (Washington Co.), probate judge, exp. allow.—Act 711, H. 1270	1254
Washington Co., Bd. of Registrars, meetings and comp. reg.—Act 714, H. 1133	1256
Washington Co., Government Study Commission created—Act 665, HJR 541	1129

WATER AND SEWER SYSTEMS

Baldwin Co., exempted from stds. of Ala. Water Well Stds. Act, Act 1516, Reg. Sess. 1971 am'd.—Act 263, H. 470	361
Bonds, county or municipal corporations authorized to refund warrants used to fund certain utilities—Act 299, S. 66	400
Cities 18,250-19,250 (Opelika), Waterworks Bd., membs. comp.—Act 211, H. 617	285
Counties 57,000-61,000 (Baldwin Co.), waterwells, reg. and construction, bd. estb.—Act 266, H. 1059	366
Cullman Co., Lewis Smith Lake, prohib. strip mining within certain area—Act 582, S. 713	775
Drinking water regulations, St. Health Dept. to administer—Act 805, H. 293	1389
Electric cooperatives, permitted to operate or own water and sewer systems, Tit. 18, Secs. 32 and 33 am'd.—Act 577, S. 285	764
Water work system, less than 100 customers, public service comm. denied reg.—Act 751, H. 233	1290

WATER WELL STANDARDS BOARD

Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481 997

WATER WELLS

Baldwin Co., exempted from stds. of Ala. Water Well Stds. Act, Act 1516, Reg. Sess. 1971 am'd.—Act 263, H. 470 361
 Counties 57,000-61,000 (Baldwin Co.), waterwells, reg. and construction, bd. estb.—Act 266, H. 1059 366

WEAPONS

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33 815

WEAVER HIGH SCHOOL

Weaver High School marching band, commended—Act 91, HJR 98 130

WENDLAND, MILTON A.

Wendland, Milton A., commended—Act 60, HJR 94 67

WEST MORGAN HIGH SCHOOL

West Morgan High School basketball team, commended—Act 217, HJR 411 289

WESTMINSTER CHRISTIAN HIGH SCHOOL

Westminster Christian High School basketball team, commended—Act 133, SJR 265 197

WHATLEY, DR. BOOKER TILLMAN

Whatley, Dr. Booker Tillman, commended—Act 88, HJR 91 127

WHITE PLAINS HIGH SCHOOL

White Plains High School football team, commended—Act 8, HJR 17 17

WHITEHEAD, REV. CLAUDE

Whitehead, Rev. Claude, commended—Act 157, HJR 112 218

WHITLOW, GARY

Rombokas, Jim and Whitlow, Gary, commended—Act 41, SJR 236 49

WHITMIRE, ELIZABETH

Whitmire, Elizabeth, commended—Act 148, SJR 286 210

WHITSON, MRS. LOYCE D.

Whitson, Mrs. Loyce D., commended—Act 462, HJR 569 601

WILCOX COUNTY

Counties 16,275-16,575 (Wilcox Co.), alcoholic beverages, gross receipt fees to probate judge—Act 66, H. 256 1st Sp. Sess. 1490
 Counties 16,275-16,575 (Wilcox Co.), co. gov. bodies, estb. regular meeting dates—Act 403, S. 665 526
 Counties 16,275-16,575 (Wilcox Co.), probate judge, add'l. clk.-hire allow.—Act 402, S. 664 525

WILLIS, LT. HENRY E.

Willis, Lt. Henry E., commended—Act 16, HJR 58 1st Sp. Sess. 1424

WILLOUGHBY, JOHN ED

Willoughby, John Ed, commended—Act 32, HJR 64 42

WILLS AND TRUSTS

Inter vivos transfers void if leave transferor without means— Act 803, H. 573	1385
Revised probate code, legislative committee created to study— Act 326, SJR 247	427

WINE—(See Alcoholic Beverages)**WINSTON COUNTY**

Counties 16,600-16,950 (Winston Co.), cir. ct. register, salary supp., Act 64, 3rd Sp. Sess. 1975 am'd.—Act 610, H. 761	920
Counties 16,600-16,950 (Winston Co.), deputy coroner, estb. and reg.—Act 525, H. 1126	697
Counties 16,600-16,950 (Winston Co.), probate judge, allowed certain expenses—Act 520, H. 1081	685
Counties 16,600-16,950 (Winston Co.), sheriff, exp. allow.— Act 318, H. 403	420
Counties 16,600-16,950 (Winston Co.), sheriff, exp. allow.— Act 314, H. 938	417
Jud. Cir., composed two cos., cos. 16,600-16,950 (Winston Co.) and Cos. 22,575-23,800 (Marion Co.), 25th Jud. Cir., office of public defender, estb. and reg.—Act 760, H. 1345	1300
Winston Co. Chittlin' Supper, noted—Act 199, HJR 398	267
Winston Co., dist. judge, auth. employ secretary—Act 255, H. 540	338
Winston Co., dist. judge, supp. allow.—Act 312, H. 539	415
25th Jud. Cir. (Marion, Winston Co.), dist. atty., cir. judge, ex- pense allow.—Act 228, S. 161	300
25th Jud. Cir., (Marion, Winston Cos.), dist. atty., cir. judge, expense allow., reg.—Act 605, S. 165	810

WIRETAPPING (See also Eavesdropping)

Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	897
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WITNESSES (See also Bribing Witness; Bribe Receiving by Witness; Intimidating Witness; Tampering with Witness)

Butler Co., sheriff, auth. to mail subpoenas, notices of appoint- ment, postage prepaid—Act 292, H. 1019	394
Criminal Code, offenses defined, punishment fixed—Act 607, S. 33	890
Service of process under Ala. Rules of Civil Procedure unless otherwise provided, Act 20, Reg. Sess. 1977 am'd.—Act 669, S. 855	1143
Witnesses, attendance by those out-of-state, service, arrest— Act 638, H. 269	1084

WOMAN'S HALL OF FAME

Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 481	1005
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WOOD ACRES DRIVE

Designation of buildings, roads and bridges, 'Wood Acres Drive, portion of County Road 3 in Baldwin Co. desig.—Act 443, SJR 343	584
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WOOD PRODUCTS

Energy, tax ded. for converting residences to wood heat— Act 796, H. 624	1376
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WOOD, JAMES PINKNEY

Wood, James Pinkney, death mourned—Act 346, SJR 323	465
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WOODY CLEMENTS STADIUM

Holt High School, football stadium desig. Woody Clements Stadium—Act 447, H. 1239 588

WORTHLESS CHECKS

Alabama Worthless Check Act, altered, penalties for violation, restitution required—Act 795, H. 6461375

WRECKERS

Counties 300,000-600,000 (Mobile Co.), wreckers, rotation system, reg.—Act 786, H. 10731356

Y.M.C.A. YOUTH LEGISLATURE

Approp. for ordinary expenses of executive, legis. and judicial departments, general approp.—Act 636, H. 4811015

YACHT CLUB ASSOCIATION OF ALABAMA

Yacht Club Association of Ala., estb. and reg.—Act 477, H. 989 621

YEAGER, CURTIS E.

Yeager, Curtis E., death mourned—Act 30, SJR 15 1st Sp. Sess.1441

YOUNG, WILLIAM

Young, William, commended—Act 7, HJR 16 16

YOUTH SERVICES

Appropriation for support, maintenance and dev. of public education—Act 637, H. 4821045